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X



LENNOX



BY

WILLIAM FRASER.

• VOL. II. • MUNIMENTS. •

• EDINBURGH • MDCCCLXXIV. •

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THE LENNOX CHARTERS.

1. CHARTER by ALAN, son of Walter, Steward of Scotland, to ADAM, son of Gilbert, of Torboltoun, etc.—[*Ante* 1177.]¹

ALANUS filius Walteri dapiferi Regis Scocie, omnibus hominibus amicis suis salutem: Sciant presentes et futuri, me dedisse et concessisse, et hac mea carta confirmasse Ade filio Gilberti et heredibus suis Torboulton et Preueic et Drumley et Milnefinlen, per rectas diuisas, in feodo et hereditate: Tenendas de me et heredibus meis illi et heredibus suis, scilicet inter Menekedere et prenominate terras de Ar, usque ad diuisas de Berenbouell, et sic per illas diuisas, quas ei perambulaui et ostendi; et ita per diuisas de Mauhhelin, ei perambulatas et ostensas, usque ad Ar: Dedi etiam et concessi illi et heredibus suis Roderbren et Brenego et Nenterkan, per illas diuisas quas ego et homines mei ei perambulaui: Volo itaque quatinus predictus Adam et heredes sui has prenominate terras per diuisas ei perambulatas et ostensas, de me et heredibus meis teneant et possideant per seruicium vnus militis inde faciendum; scilicet plenarie in bosco et plano, in viis et semitis, in pratis et pascuis, in aquis, molendinis et piscariis, ita libere et quiete et honorifice sicut aliquis miles de me, uel de aliquo Barone in terra regni Scocie, tenet et possidet: Hiis testibus, Godefrido de Ros, Reynaldo filio Innudi, Alano filio Willelmi, Roberto Crok, Willelmo Passelewe, Willelmo de Lindesey, Petro de Corry, Malcolmo Locard, Ricardo Walens, Arthuro de

¹ This Charter was confirmed by James, Steward of Scotland, great-grandson of Alan, *circa* 1290. *Vide* No. 16, *infra*.

Ardrossan, Jacobo de Diafan, Reynaldo de Ros, Alexandro capellano, Ricardo, persona de Donde, Alano Crok.

2. CHARTER by ALAN, son of Walter, Steward of Scotland, to ROBERT CROC, of the land of Kellebrid, and certain rights of pasturage.—[*Circa* 1200.]

SCIANT presentes et futuri quod ego Alanus filius Walteri, dapifer Regis Scocie, dedi et concessi et hac presenti carta mea confirmaui Roberto CROC et heredibus suis, terram de Kellebrid cum vasto, pro terra centum solidorum quam eidem Roberto debui, per has scilicet diuisas, sicut pater meus diuisas illas perambulauit, in valle uersus forestum suum, quod extendit se uersus orientem, usque ad diuisas de Morne, et ita secundum diuisas de Morne circa longum lacum usque ad diuisas de Cunigham, et ex alia parte a diuisis de Cunigham per montem super quo stat lapis ex transuerso usque ad torrentem qui est iuxta paruum lacum, et sicut ille torrens fluit Del-west Delswinschan, et sicut ille torrens cadit in illo torrente qui fluit de longo lacu; et post sicut ille torrens cadit iuxta Drumgran, usque in Laueran: Quare uolo et concedo quod predictus Robertus et heredes sui istam terram predictam per suas diuisas prenomintas teneant et possideant, de me et heredibus meis, libere, quiete, honorifice, in bosco et plano, in pratis et pascuis, in stangnis et molendinis, in paludibus et uenacionibus, et omnibus asiamentis; Faciendo pro ista terra et feudo suo seruicium unius militis: preterea asingnaui predicto Roberto et heredibus suis, et hominibus eorum de Cuglin, pasturam in foresto meo per has diuisas;—del Rouateburn desuper del Belalor ex transuerso usque Smalleis, et deinde usque ad torrentem qui est del West del Capilhenid, et secundum illum torrentem usque ad diuisas de Cuglin: et si animalia eorum ultra predictas diuisas capiantur, facient

Willelmus Comes de Leuendy. Vniuersis Lincol et Homibz suis p[re]s[ent]i-
bus et futuris salutem. Scitis me dedisse concessisse et hac mea carta
confirmasse theobaldo filio galles illam iusticiam que vocatur Clarnes et
villam et habendam lib[er] et heredit[aria] suis de me et heredibz meis i feodo et
hereditate cu omibz p[er]tinentiis et dispendiis suis. Lib[er]e quere p[er]one et in
regre sine alia pecunia et p[er] annu et omibz p[er]missis que videmus et ex
ab ipso et heredibz suis p[er] annu et omibz p[er]missis que videmus et ex
admonibz vniuersis lib[er]am et de ad exale d[omi]ni. Huius testibz. Lincogallio
Hamelen vniuerso galles et filibz meis galles et
et filio meo. Willmo filio Bede. Sumone Caplano. Collesb[er]g
et alio. p[re]dicto filio galles. et alio. Huius testibz. Lincol anno d[omi]ni
1100 et 1101.

Allex. De civitate. Dicitur quod omnibus probis hominibus totius terre sue dicitur et laici. Saltem.
Sicut prefatus et fuerit me concessisse et hac carta mea confirmasse. Donationem illam quam
Donau. Comes de Leuena. fecit Simon filio Roberti. Cuius de Brengrocham. et ejus heredibus
et heredibus suis et cum omnibus infans generatus suis. Tenens. eade
Simon. et heredibus suis de predicto adonem. Comes de Leuena. et heredibus suis
in feudo et hereditate cum omnibus ad predictas terras infra generatis. libere et quiete ple
narie et honorifice. Sicut carta predicta adonem. Comes predicto Simon. inde facta.
infra testat. Salvo feudo meo. Test. Eust. de host. Sancti. Eust. Simon. Comes de Breng
ham. Just. Sicut. Robert. fil. Allex. Senescallus. Robert. Oliphant. Allex. Senescallus. de
Struth. Robert. de Lindes. Agd. Edent. xxv. die Novembris.

pro animalibus suis prout continetur in carta quam predictus Robertus habet de patre meo : Volo etiam quod istam pasturam per predictas diuisas omni tempore de dono meo habeant vtendam, et pro quadam summa pecunie quam mihi dedit pro causis inter me et ipsum Robertum motis : Hiiis testibus, Helia canonico de Glasco, Roberto, fratre suo, Willelmo Passeleu, Radulfo del Lyle, Petro de Corri, Ricardo et Nicholao, clericis, Melcolmo Locard, Willelmo de Lindissey, Willelmo filio Maudusii, Reginaldo de Catthekert, Henrico de Nes, Osberto de Castelcarris, Ada filio Radulfi, et multis aliis.

3. CONFIRMATION by KING ALEXANDER II. of a charter by MALDOUEN, third EARL OF LENNOX, to SIMON CROC, of Brengrochane, etc.—27th November [Circa 1225.]

ALEXANDER Dei gracia Rex Scottorum, omnibus probis hominibus tocius terre sue, clericis et laicis, salutem : Sciant presentes et futuri, me concessisse, et hac carta mea confirmasse donacionem illam quam Maldouenus comes de Leuenax fecit Simoni filio Roberti Croc de Brengrochane et Kynmonedthane et Gartbethe, per rectas diuisas suas, et cum omnibus iustis pertinenciis suis : Tenendam eidem Simoni et heredibus suis de predicto Maldoueno comite de Leuenax et heredibus suis, in feudo et hereditate, cum omnibus ad predictas terras iuste pertinentibus, libere et quiete, plenarie et honorifice, sicut carta predicti Maldoueni comitis predicto Simoni inde facta iuste testatur ; saluo seruicio meo : Testibus, Willelmo de Bosch, cancellario, Willelmo Cumine, comite de Buchhane, iusticiario Scochie, Waltero filio Alani, senescallo, Waltero Olifarde, Alexandro vicecomite de Striueline, Waltero de Lindsai : Apud Edenburgum, xxvij. die Nouembris.

- 4/ CHARTER by MALDOUEN, third EARL OF LENNOX, to ABSALON, the son of Macbed, of the Island called Clarines.—A. D. 1225.

MALDOUNUS Comes de Leuenax omnibus amicis et hominibus suis, presentibus et futuris, salutem : Sciatis me dedisse, concessisse, et hac mea carta confirmasse Absaloni filio Macbed, illam insulam quæ uocatur Clarines : Tenendam et habendam sibi et heredibus suis de me et heredibus meis, in feodo et hereditate, cum omnibus pertinenciis et aisiamentis suis, libere, quiete, plene et integre, sine aliqua seculari uel seruili exactione : Reddendo mihi et heredibus meis ab ipso et heredibus suis, singulis annis, pro omnibus seruiiciis, consuetudinibus et exactionibus, vnain libram cere ad natale Domini : Hiis testibus, Duuegallo, Hamelcu, Duncano, Malcolme, Gillecris, fratribus meis, Malcolme Beg, Adam filio Morin, Willelmo filio Bede, Simone capellano, Gilleberto clerico, Patricio filio Malbride, et aliis. Datum apud Clarines, anno gracie M^occ^o xx^{mo}v^o /

5. CHARTER by KING ALEXANDER II., confirming the preceding Charter.—
6th September [1231.]

ALEXANDER Dei gracia Rex Scottorum, omnibus probis hominibus tocius terre sue, salutem : Sciant presentes et futuri nos concessisse et hac carta nostra confirmasse donacionem illam quam Maldounus comes de Leuenax fecit Absaloni filio Macbeth de insula que appellatur Clarines : Tenendam sibi et heredibus suis de predicto comite et heredibus suis in feodo et hereditate, et omnibus aliis aisiamentis et iustis pertinenciis suis, et cum licencia communiter piscandi in stagno nostro Lochlomne, ita libere et quiete, plenarie et honorifice, sicut carta eiusdem comitis inde plenius confecta dicto Absaloni iuste testatur ; saluo seruicio nostro : Testibus, W[illelmo] de Bondington, can-

cellario, Radulfo de Passeleth, capellano, David Cumin, Galfrido de Noua Villa, Yuone de Kyrkepatric, Mychiele de Monte Alto, Roberto de Meiners : Apud Linlithq, sexto die Septembris, [et anno] regni domini regis septimo decimo.

6. CHARTER by MALDOUEN, third EARL OF LENNOX, to SIR DAVID OF GRAHAME, of three silver marks of the rent due by him for Stratblathane.—[*Cir.* 1240.]

OMNIBUS Christi fidelibus, tam clericis quam laicis, presentibus et futuris, Maldoueni comes de Leuenax, salutem : Noueritis me dedisse et concessisse et quietum clamasse, et hac carta mea confirmasse domino Dauid de Grahame, tres marcas argenti de firma sua de Stratblathane ; scilicet, illas duas marcas quas placidendo adquisiui de Feruware Malkilmartine in curia mea ; quas cuilibet sicut adquisitum meum conferre potui, quamuis illas nunquam de dicto Feruware recepi ; et vnā marcam de antiqua firma quam dictus Feruware mihi annuatim persolvere debuit : Ita, scilicet, quod dictus Dauid et heredes sui et sui assignati, et eorum heredes, erunt quieti et soluti ab omnibus uexacionibus, solucionibus, exaccionibus et demandis de illis predictis tribus marcis de me et heredibus meis in perpetuum : Et reddent tantummodo tres marcas annuatim ipse et heredes sui uel sui assignati, et eorum heredes, mihi et heredibus meis pro omni postulatione, exaccione et demanda, excepto forinseco seruicio domini Regis quantum pertinet ad tantam terram ; non obstante quod sex marce in carta sua ei a nobis collata continentur : Et ego et heredes mei predictas tres marcas predicto Dauid de Grahame et heredibus suis uel suis assignatis et eorum heredibus warentizabimus, acquietabimus et defendemus : Hiis testibus, domino Johanne tunc vicecomite de Strevelyne, domino Naso Fraser, domino Wilelmo Malherbe, domino Symone Croc, domino Thoma Croc, Aluyno de Kalentir Stephano de Blantir, et aliis.

7. CHARTER by MALDOUEN, third EARL OF LENNOX, to SIR DAVID OF GRAHAME, of a half carucate of land of Stratblathane.—[*Circa* 1240.]

OMNIBUS Christi fidelibus, tam clericis quam laicis, presentibus et futuris, Maldoueni Comes de Leuenaxe, salutem : Noueritis quod postquam Feruware Macgilmartine excambium fecit cum domino Dauid de Grahame de tota terra sua de Stratblathane, sine aliquo retenemento, de consensu et assensu nostro coram domino Johanne vicecomite de Streuelin, domino Naso Fraser, domino Riginaldo Prat, domino Willelmo Malherbe, domino Johanne de Lambertun, Aluyno de Kalentire, Stephano de Blantir et aliis, pro quadam terra in territorio de Dundaf, tali conuencione quod dictus Dauid dictam terram de Stratblathane tenebit inperpetuum sibi et heredibus suis uel suis assignatis et eorum heredibus, de me et heredibus meis, et dictus Feruware dictam terram de Dundaf de dicto Dauid et heredibus suis, me dedisse, concessisse et hac presenti carta mea confirmasse domino Dauid de Grahame totam terram illam quam Feruware Macgilmartine tenuit in territorio de Stratblathane, uel de iure tenere debuit, per suas rectas diuisas sine aliquo retenemento ; scilicet, illam medietatem carucate terre de Stratblathane ubi ecclesia fundata est, cum pertinenciis suis, quod Scotice vocatur Arator : Tenendam et habendam sibi et heredibus suis uel suis assignatis et eorum heredibus inperpetuum, de me et heredibus meis per suas rectas diuisas, cum omnibus libertatibus suis et aisiamentis, sine aliqua secta facienda, ipse et heredes sui uel sui assignati et eorum heredes, ad curiam meam et heredum meorum in Leuenax, adeo libere, quiete, plenarie, integre et honorifice, in bosco, in plano, in terris cultis et non cultis, in duobus lacubus integris in eadem terra existentibus, in pasturis et escaetis, in viis et semitis, in moris et mareseis, in placitis et querelis, in stangnis et molendinis, in aquis et petariis et atachiametis, in pratis et pascuis, et in omnibus aliis aisiamentis et liber-

Hoc Dei gratia Rex. Scit omnes homines quod nos concessimus et hanc cartam nostram confirmasse. Donavimus illis quia exheredes comes de
Levenax. Henricus filius marci de sibilis que appellatur clunies. Tenens ibi et habens
suis de predicto comite et heredibus suis et fidei et hereditate et omnibus aliis usamentis et
iustis pertinentiis suis. Et cum licentia communis placendi et regni nostrorum. Et nosse
et que plenarie et honorifice. Sicut carta eiusdem comitis inde plenius constat. Dicto
iuste restat. Salvo tenore nostro. Gessit. R. de bondingis cancellarius. Radulphus de valle
Rex capellanus. David comes. Custos de una villa. iuone de Kirkpatrick. archidiaconus de
monasterio alio. Robertus de agnensis. apud Leith. Sexto de septemb. regis
regis septimo decimo.

tatibus, sicut aliquis tenens de me in comitatu meo de Leuenax, liberius, quietius, plenarius uel honorificencius terram suam tenet et possidet: Concessi etiam ei et heredibus suis et suis assignatis et eorum heredibus pro me et heredibus meis, quod possint quandocunque et vbicunque voluerint, tam in egritudine quam in sanitate, coram duobus testibus attornatos suos instituere, qui eis iure hereditario sine omni contradictione mei uel heredum meorum in dicta terra succedant, vel saltem si voluerint illam saluo custodiant usque ad legitimam etatem rectorum heredum, qui interim de exitibus, fructibus et firmis in omnibus disponant, secundum quod ille qui discedit melius iudicaverit uel intellexerit expedire ad opus suum et heredum suorum: Reddendo ipse et heredes sui uel sui assignati et eorum heredes mihi et heredibus meis annuatim tres marcas argenti, scilicet, medietatem ad Pentecosten et aliam medietatem ad festum Sancti Martini, et faciendo forinsecum seruicium domini Regis quantum pertinet ad tantam terram in Leuenax, pro omnibus seruiciis, auxiliis, exactionibus et demandis: Et ego et heredes mei predictam terram cum suis pertinenciis in omnibus, ut prescriptum est, dicto Dauid et heredibus suis uel suis assignatis et eorum heredibus contra omnes homines et feminas inperpetuum warentizabimus, aquietabimus et defendemus. Sed de predicta secta curie ita quieti non erunt quin faciant annuatim sectam ad duo placita capitalia si somoniti fuerint per legales sumunitores, secundum assisam terre, et hoc facient per balliuos suos, uel per interpositas personas, si in propriis personis ad illa interesse non poterint: Hiis testibus, domino Johanne tunc vicecomite de Streuelin, domino Naso Fraser, domino Willelmo Malherbe, domino Johanne de Lambertune, domino Thoma Croc, domino Symone Croc, domino Thoma vicario de Kirkentulach, Symone capellano, Aluyno de Kalentir, Stephano de Blantur, Maldoueni Macenedi, Willelmo filio Glay, et aliis.

8. CHARTER by MALCOLM, son of Maldouen, EARL OF LENNOX, to SIR DAVID OF GRAHAM, of a half carucate of Strahtblathin.—[*Circa* 1248.]

OMNIBUS Christi fidelibus ad quos presens scriptum peruenerit, Malcolmus filius Maldoueni, Comitis de Leuenax, salutem : Noueritis me, de consensu dicti Maldoueni patris mei, dedisse et concessisse et hac carta mea confirmasse domino David de Graham illam dimidiam carucatam terre de Strahtblathin in qua ecclesia fundata est : Tenendam et habendam dicto David et heredibus suis uel suis assignatis et eorum heredibus in perpetuum iure hereditario, de me et heredibus meis, adeo libere et quiete, plenarie, integre et honorifice, in omnibus prout vnequam ille illam liberius, plenius, uel honorificencius et quiecuis tenuit de dicto domino patre meo in aliquo tempore ; exceptis tribus marcis quas domino patri meo annuatim reddere debuit, de quibus ipsi et heredibus suis et suis assignatis et eorum heredibus pro me et heredibus meis in perpetuum omnino quietum clamaui : Faciendo ipse et heredes sui uel sui assignati et eorum heredes michi et heredibus meis seruicium illud tantummodo quod domino patri meo facere debuerunt, prout continetur in carta domini Maldoueni patris mei dicto David de predicta terra prius collata, exceptis tribus marcis predictis de quibus dicto David et heredibus suis et suis assignatis et eorum heredibus quietum clamaui, pro me et heredibus meis in perpetuum : Hiis testibus, dominis Wilelmo de Breyhin, Thoma filio Ranulfi, Aymero de Makiswell, Johanne Blundo, Johanne tunc vicecomite de Striuelin, Neso Fraser, militibus, Stephano de Blaunthir, Henrico Begeman, Wilelmo Scott, Hugone Wiscard, Henrico Wiscard, Wilelmo filio Glay, Ada Scott de Blaunthir, et multis aliis.

9. CONFIRMATION by MALDOUEN, third EARL OF LENNOX, of an agreement between his son MALCOLM and SIR DAVID OF GRAHAME.—[*Circa* 1248.]

OMNIBUS Christi fidelibus hoc scriptum visuris uel audituris, Maldoueny comes de Leuenax, salutem: Nouerit vniuersitas vestra quod cum quedam discordia mota esset anno gracie millesimo ducentesimo quadragesimo octauo, ad Pentecosten, inter dominum Malcolmum filium meum et heredem ex vna parte, et dominum Daudid de Grahame ex altera, eo quod dictus Malcolmus moleste tulit donacionem quam feci dicto Daudid, et per cartam meam confirmaui, de dimidia carucata terre de Stratblathan, vbi ecclesia fundata est que Scotice uocatur Letarchore, cum pertinenciis suis, libertatibus et aisiamentis—reddendo michi et heredibus meis ipse et heredes sui et sui assignati tres marcas argenti annuatim, et faciendo quoddam aliud seruicium contentum infra cartam a me ei collatam—tandem de consensu et assensu meo et per prouisionem domini Willelmi de Brehyne, domini Thome filii Ranulphi, domini Eymery de Makisvell et domini Johannis Blundi, in quibus dictus Malcolmus et dictus Daudid de consensu meo ad pacem et concordiam inter ipsos faciendas apud Striuehyne, ad colloquium domini Regis ad uincula Sancti Petri eodem anno consenserunt, dicta discordia ibidem in hunc modum omnino conquieuit, videlicet, quod dictus Daudid et heredes sui et sui assignati tenebunt et habebunt in perpetuum, iure hereditario, predictam terram de Stratblathan, cum suis pertinenciis, libertatibus, et aisiamentis, de dicto Malcolmus et heredibus suis, et inperpetuum erunt quieti de solutione dictarum trium marcarum quas eodem die dedi dicto Malcolmus filio meo cum predicta terra de Stratblathan ad conferendum dicto Daudid pro homagio suo, quas similiter cum predicta terra [dicto] Malcolmus filio meo omnino quietum clamaui, quod idem Malcolmus in camera domini Regis infra castrum de Striuehyne, in presenciam mea et multorum aliorum die eodem fecit: quo

facto, dictus Malcolmus saisinam plenariam ei contulit, de consensu et assensu meo, de dicta terra cum suis pertinenciis, libertatibus et aisiamentis, et de predictis tribus marcis : et dictus Malcolmus fideliter conuencionauit ibidem dicto Dauid, quod cartam suam sibi faceret de dicta terra cum pertinenciis suis, libertatibus et aisiamentis : tenenda et habenda sibi et heredibus et suis assignatis in perpetuum de dicto Malcolmo et heredibus suis, adeo libere, quiete, plenarie, integre et honorifice, sicut illam liberius quiecius et honorificencius per cartam meam de me tenuit, exceptis predictis tribus marcis que continentur infra cartam meam dicto Dauid collatam ; de quibus nec dictus Dauid nec heredes sui nec sui assignati de die predicto in posterum dicto Malcolmo et heredibus suis omnino respondebunt neque reddent, sed de illis tribus marcis omnino erunt quieti, faciendo dicto Malcolmo et heredibus suis aliud seruicium contentum infra cartam quam dicto Dauid contuli : Concessit eciam dictus Malcolmus et fideliter conuencionauit pro se et heredibus suis quod dictam terram de Stratblathan cum omnibus pertinenciis suis, libertatibus et aisiamentis que infra cartam quam dicto Dauid contuli continentur dicto Dauid et heredibus suis uel eorum assignatis contra omnes homines et feminas warantizaret, adquietaret et defenderet inperpetuum. Hec omnia predicta acta sunt die predicto, de consensu et assensu meo et bona uoluntate mea : Quare uolo et concedo, pro me et heredibus meis, quod omnia predicta rata et inconcussa remaneant inperpetuum : Et quum dictus Malcolmus cartam suam de dicta terra de Stratblathan dicto Dauid ante ipsius obitum non fecit, sicut ei conuencionauerat, quamuis illam libenter et benigno animo faceret si per aliquod tempus durauisset, quia statim post diem predictum viam vniuerse carnis ingressus fuit, ut Domino placuit, me Deum habentem pre oculis, volentem ueritatem huius rei testificari, dico in Deo et ueritate quod festina mors dicti Malcolmi hoc impediuit, et nichil aliud. In cuius rei testimonium presenti scripto sigillum meum apponi [feci] :

Omnesque homines tam clericos quam laicos hoc scriptum vidimus vel audimus
sentimus Dominus Galcolinus filius meus et heredes deorsum concessisse et hac pre-
sentem que vocatur Osukerale. Quam licet quondam tenuit de me ad
hunc assignatam de me et heredibus meis in perpetuum. cum omnibus pertinenti-
is. tam in terris cultis quam non cultis. et in bosco et plano. In agendis
et in parvis. et in omnibus aliis Aviamentis. libertatibus predictis car-
um michi et heredibus meis totiusque servitium Domini Regis quando
servitium consuetudinibus auxiliis. gratiis et demandis. Concessi-
mus meis quod non faciant sequelam curie. ad curiam meam nec heredes
faciant per balivum suum si in ipsius personis ad illa accedere non possint
predictam carucatam esse de Osukerale. de me et heredibus meis per eandem
Et ego et heredes mei predictam carucatam esse in omnibus ut prece-
derentur. acquiescimus. et defendemus. Vis rebus. et
meis. Johes de Dunhone. tunc genescallus meo. Galcolino Begge. Johes
lecris filio Gilleberghoe. Ada de Belleden Johes et alii et multi

[illegible]

Hiis testibus super prescriptis, domino Johanne tunc vicecomite de Striueyne, domino Symone Crock, domino Luca tunc decano de Leuanax, domino Gilberto, persona de Drumyn, Absalone de Leuenax, Stephano de Blantir, Petro de Grahame, Maldoueni Mackenedi, qui sigilla sua ad omnia prescripta testificanda, vnacum sigillo meo presenti scripto apposuerunt, et multis aliis testibus.

10. CHARTER by MALDOUEN, third EARL OF LENNOX, to SIR DAVID OF GRAHAM, of a carucate of land in Levenax, called Mukeraw.—[*Circa* 1248.]

OMNIBUS Christi fidelibus, tam clericis quam laicis, hoc scriptum visuris vel audituris, Maldoueny Comes de Leuenax, salutem : Noueritis me, de consensu et assensu domini Malcolmi filii mei et heredis, dedisse, concessisse et hac presenti carta mea confirmasse domino Daud de Graham illam carucatam terre in Leuenax que vocatur Mukeraw, quam Lucas quondam tenuit de me ad firman dum fuit Decanus : Tenendam et habendam sibi et heredibus suis vel suis assignatis de me et heredibus meis in perpetuum, cum omnibus pertinentiis suis, libertatibus et aisiamenis, libere, quiete, plenarie, integre et honorifice, tam in terris cultis quam non cultis, et in bosco et plano, in molenadinis et stagnis, in viuariis et aquis, in uiis et semitis, in pratis et pascuis, in moris et marisiis, et in omnibus aliis aisiamenis et libertatibus predictae carucate terre pertinentibus : Faciendo ipse et heredes sui, uel sui assignati, in perpetuum michi et heredibus meis forinsecum seruicium domini Regis, quando contingit, quantum pertinet ad unam carucatam terre in Leuenax, pro omnibus seruiciis, consuetudinibus, auxiliis, exactionibus et demandis : Concessi etiam dicto Daud et heredibus suis vel suis assignatis, pro me et heredibus meis, quod non faciant sequelam curie ad curiam meam nec heredum meorum de Leuenax, nisi ad tria placita capitalia annuatim ; et hoc facient per baliuos suos si in propriis personis ad illa accedere non poterint :

Et sciendum est quod dictus Daudid et heredes sui et sui assignati tenebunt predictam carucatam terre de Mukeraw de me et heredibus meis per easdem diuisas per quas dictus Lucas decanus illam de me tenuit ad firmam : Et ego et heredes mei predictam carucatam terre in omnibus, ut prescriptum est, dicto Daudid et heredibus suis et suis assignatis contra omnes homines waren-tizabimus, acquietabimus et defendemus. Hiis testibus, domino Malcolmo filio meo, Aulech fratre meo, Dunecano et Gillecrist, fratribus meis, Johanne de Dunhone, tunc senescallo meo, Malcolmo Begge, Johanne filio suo, domino Moricio, persona de Buthernoc, Thoma de Karric, clerico, Gillecrist filio Gillebeuhoc, Ada de Helleden, Johanne Clerico, et multis aliis.

11. CHARTER by MALDOUEN, third EARL OF LENNOX, to STEPHEN OF BLANTYR, of a half carucate of land of Kynhern.—[*Circa* 1248.]

OMNIBUS hoc scriptum visuris vel audituris, presentibus et futuris, Maldoneni comes de Lenenax, salutem : Nouerit vniuersitas vestra nos dedisse, concessisse, et hac presenti carta nostra confirmasse Stephano de Blantyr totam medietatem carucate terre de Kynherne, scilicet, illam medietatem in qua ecclesia fundata est que Scotice vocatur Letharathor, per suas rectas diuisas, cum omnibus libertatibus suis, pertinenciis et aisiamenis, sine aliquo retinemento, et cum omnibus placitis et querelis que infra dictam terram accidere poterunt, tam curie nostre spectantibus quam curie sue, excepta tantummodo sola iusticia de vita et membro : Insuper, dedimus et concessimus et hac presenti carta nostra confirmauimus dicto Stephano et heredibus suis vel eorum assignatis jus patronatus dicte ecclesie de Kynhern : Quare volumus et concedimus, pro nobis et heredibus nostris, vt dictus Stephanus et heredes sui vel eorum assignati dictam medietatem dicte terre de Kynhern cum aduocatione dicte ecclesie de Kynhern iure hereditario habeant et teneant de nobis et

heredibus nostris in perpetuum, libere, quiete, plenarie, integre et honorifice, in boscis et planis, in viis et semitis, in molendinis et stagnis, in aquis et riuulis, in aeris et venatibus, in moris et mariseis, in pratis et pascuis, in terris cultis et non cultis, et in omnibus aliis aisiameutis dicte terre de Kynhern pertinentibus : Faciendo forinsecum seruicium domini Regis quantum pertinet ad illam terram, et sectam curie nostre tantummodo ad duo placita capitalia per annum, si ad hoc faciendum rationabiliter summoniti fuerint, pro omnibus seruiciis, consuetudinibus, auxiliis, exaccionibus et demandis : Nos vero et heredes nostri dictam medietatem carucate terre de Kynhern, cum aduocatione dicte ecclesie de Kynhern predicto Stephano et heredibus suis vel eorum assignatis contra omnes homines in perpetuum warantizabimus, acquietabimus et defendemus : Hiis testibus, domino Alexandro Senescallo Scochie, domino Johanne vicecomite de Striuelin, domino Johanne de Vallibus, domino Alexandro de Culter, domio W[illelmo] de Herth, domino W[illelmo] Malherb, Duncano filio Comitis, Alevyn de Kalentyr, GilMichel MacEdolf, Malcolm Beg, Henrico Clerico, et multis aliis.

12. CHARTER OF CONFIRMATION by KING ALEXANDER III., to DAVID OF GRAHAME, of the lands of Dundaf and others.—27th December [1253.]

ALEXANDER Dei gracia rex Scottorum, omnibus probis hominibus tocius terre sue salutem : Sciant presentes et futuri nos concessisse et hac carta nostra confirmasse donacionem illam quam Malcolmus comes de Fyfe fecit David de Grahame, de quibusdam terris in baronia de Caledoun, cum pertinenciis suis, et donacionem illam quam Patricius comes de Dumbare fecit eidem David de terra de Dundafe cum pertinenciis suis, et donacionem illam quam Rogerus de Quency comes Wyutonie fecit eidem David de quadam parte terre in territorio de Dalcoue et de Mertoun, cum pertinenciis suis, et donacionem illam

quam Maldoueny comes de Leuenax fecit eidem Daud de terris de Mucraw et de Stratblathane cum earum pertinenciis, et donacionem illam quam Duncanus comes de Carrik fecit eidem Daud de quadam terra in territorio de Inuirgarvane cum pertinenciis suis, et donacionem illam quam Alexander Senescallus fecit eidem Daud de quadam terra in Stratgrife que vocatur Spangok cum pertinenciis suis, et donacionem illam quam Roger de Mubray fecit eidem Daud de quibusdam terris in Cuninghame cum pertinenciis suis, et donacionem illam quam Malcolmus filius comitis de Leuenax fecit eidem Daud de terra de Stratblathane in Leuenax cum pertinenciis suis, et donacionem illam quam Henricus de Grahame fecit eidem Daud de villa de Cliftun cum pertinenciis suis, et donacionem illam quam Willelmus Galbrathe fecit eidem Daud de quadam parte terre in territorio de Kyncathe cum pertinenciis suis, et donacionem illam quam Henricus de Haschirche fecit eidem Daud de quadam terra in baronia Castri Olineri que vocatur Minnane, cum pertinenciis suis, et donacionem illam quam Alewinus de Kalentyre fecit eidem Daud de quadam parte terre in territorio Varie Capelle cum pertinenciis suis, et donacionem illam quam Johannes de Carrik fecit eidem Daud de duabus denariatis terre in Carrik cum pertinenciis suis, et donacionem illam quam Adam de Poulwrthe fecit eidem Daud de terra de Cattisclothe cum pertinenciis suis, et donacionem illam quam Mauricius filius Galbrathe fecit eidem Daud de quadam terra in territorio de Kincathe cum pertinenciis suis, et donacionem illam quam Ricardus frater Galfredi fecit eidem Daud de quadam terra in Hyliuistoun cum pertinenciis suis, et donacionem illam quam Philippus de Hyliuistoun fecit eidem Daud de quadam terra in territorio de Hyliuistoun cum pertinenciis suis, et donacionem illam quam Galfridus frater Ricardi fecit eidem Daud de quadam parte terre in Hyliuistoun cum pertinenciis suis, et donacionem illam quam Johannes Machudri fecit eidem Daud de quadam terra in territorio de Kincathe cum pertinenciis

suis : Tenendis et habendis eidem David et heredibus suis uel suis assignatis de predictis infeudatoribus et eorum heredibus in feodo et hereditate per suas rectas diuisas et cum omnibus iustis pertinentiis suis, in bosco et plano, in terris et aquis, in pratis et pascuis, in moris et maresiis, in stagnis et molen-
dinis, et cum omnibus aliis ad dictas terras iuste pertinentibus ita libere, quiete, plenarie et honorifice sicut carte predictorum infeudatorum predicto David exinde confecte plenius iuste testantur ; saluo seruicio nostro. Testibus venerabili patre C[lemente] episcopo Dumblanensi, W[altero] Cumyne comite de Menteth, Alexandro Cumyne comite de Buchane, iusticiario Scocie, W[illelmo] comite de Marre, camerario, Roberto de Ros, Nicholao de Soulis, Thoma filio Ranulphi, David de Louthore et Johanne Blundo : Apud Sanctum Andream xxvii^o die Decembris anno regni nostri quinto.

13. RESIGNATION by SIMON CROK, Knight, in the hands of MALCOLM, fourth EARL OF LENNOX, of the lands of Brengrouchan, etc.—[*Circa* 1272.]

OMNIBUS hoc scriptum visuris vel audituris, Simon Crok, miles, salutem in Domino sempiternam : Nouerit vniuersitas vestra, me resignasse, quietum clamasse, et, per fustum et baculum, sursum reddidisse, pro me et heredibus meis, domino Malcolmo comiti de Leuenax, totam terram de Brengrouchan, Kilmonethan, et Garthebeth, cum omnibus suis pertinentiis, libertatibus et rectis diuisis, et cum toto iure quod habeo uel habere potero in eisdem terris, tam in dominiis et seruiciis quam in liberetenentibus et non liberetenentibus, et cum omnibus aliis, sine aliquo retenemento, ad dandum easdem terras cum dictis pertinentiis, tam libere tenencium quam non libere tenencium, sine aliquo retenemento, domino Patricio de Graham : Tenendas et habendas eidem domino Patricio et heredibus suis, vel suis assignatis, de domino Malcolmo comite de Leuenax, et heredibus suis vel suis assignatis, in feodo et

in hereditate : In cuius rei testimonium presenti scripto sigillum meum est appensum : et quod sigillum meum non est notum, sigilla Arthuri Galbradh et Malcolmi de Drinneth, ad instanciam precum mearum, presenti scripto sunt appensa : Testibus, Alexandro de Dalnohoy, Petro de Graham, Johanne de Kilmeron, Willelmo de Douglas, et Freskino de Duglas, et aliis.

14. CHARTER by WALTER OF ROS and MARY his Wife, with consent of MALCOLM, fourth EARL OF LENNOX, to SIR PATRICK OF GRAHAME, of the lands of Drumloche and Drumnfode.—[*Circa* 1280.]

OMNIBUS hoc scriptum visuris uel audituris, Walterus de Ros et Maria, sponsa sua, eternam in Domino salutem : Nouerit vniuersitas uestra, nos, de consensu et assensu domini Malcolmi, tunc comitis de Leuenax, dedisse, concessisse, et hac presenti carta nostra confirmasse domino Patricio de Graham totam illam partem terrarum nos ratione domini Wilelmi Galbrath defuncti in comitatu de Leuenax hereditarie contingentium ; uidelicet, Drumloche in territorio de Buchernoc, et eciam terram nostram de Drumnfode : Tenendas et habendas dicto domino Patricio et heredibus suis, uel suis assignatis, de domino comite de Leuenax et heredibus suis, libere, quiete, pacifice et honorifice, in boscis, in planis, in pratis et pascuis, in moris et marisiis, in stangnis et aquis, in molendinis et piscariis, et cum omnibus aliis libertatibus et aisiamentis ad dictas terras spectantibus, uel aliquo tempore de iure spectare valentibus, sine aliquo retenemento : Faciendo inde domino comiti forinsecum seruicium quantum pertinet ad dictas terras : Nos uero et heredes nostri dictas terras, ut predictum est, contra omnes homines et feminas warrantizabimus, acquietabimus et defendemus in perpetuum : In cuius rei testimonium presenti scripto sigilla nostra apposuius : Hiis testibus, domino

Wilelmo de Sulys, tunc justiciario Laudonie, domino Godefrido de Ros, filio, domino Roberto de Kulchone, domino Duncano, filio Auuloeh, Jochanne de Kalentyr, Malcolmo de Drumund, Arthuro Galbrath, Yuone clerico, et aliis.

15. CONFIRMATION by MALCOLM, fourth EARL OF LENNOX, of the immediately preceding Charter.—[*Circa* 1280.]

OMNIBUS Christi fidelibus presens scriptum visuris uel audituris, Malcolmus comes de Leuenaux, salutem eternam in Domino : Nouerit vniuersitas vestra me concessisse, et hac presenti carta mea confirmasse illam donacionem et concessionem quam Walterus de Ros et Maria, sponsa sua, fecerunt domino Patricio de Grahame, et heredibus suis, uel suis assignatis, super terris de Drumloche, in territorio de Buchernoc, et Drumfode, cum omnibus suis pertinentiis : Tenendis et habendis sibi et heredibus suis uel suis assignatis, adeo libere, quiete, plenarie et honorifice, sicut carta predictorum Walteri et Marie, sponse sue, dicto domino Patricio inde confecta melius testatur et proportat. In cuius rei testimonium presenti scripto sigillum meum est appensum : hiis testibus, domino Willelmo de Sulys, tunc Justiciario Laudonie, domino Godefrido de Ros, filio, domino Roberto de Kulchone, domino Duncano filio Auulech, Jochanne de Kalentyr, Malcolmo de Drummund, Arthuro Galbrath, Yuone clerico et aliis.

16. CHARTER by JAMES, STEWARD OF SCOTLAND, confirming a Charter by ALAN, son of Walter, Steward of Scotland [*ante* 1177,] of Torboulton, etc. No. 1, *supra*.—[*Circa* 1290.]

OMNIBUS hanc cartam visuris uel audituris, Jacobus Senescallus Scoocie, salutem in Domino sempiternam : Noueritis me, consensu et assensu Consilii

mei, cartas et monumenta domini Henrici de Graham, patris, specialiter inspexisse; et maxime cartam quam Alanus filius Walteri, dapiferi Regis Scocie, antecessor noster, Ade filio Gilberti et heredibus suis dedit de feodo de Torboulton in hec uerba :—*Alanus filius, etc. No. I., supra.*

QUAM donacionem et concessionem predicto domino Henrico de Graham, patri, et heredibus suis, hac presenti carta mea confirmaui; Preterea, dedi, concessi et confirmaui predicto domino Henrico de Graham, patri, et heredibus suis, omnimoda escaeta que aliquo modo accidere poterunt in feodo de Torboulton et de felone et feloniam, similiter de occisione hominum, de latrone et latrocinio, cum le inspreth domorum: In cuius rei testimonium presenti confirmacioni, donacioni, concessioni, sigillum meum apposui: Hiis testibus, Willelmo de Soulis, Thoma Ranulpho, Willelmo de Sancto Claro, Patricio de Graham, Symone Fraser, Roberto de Roberdiston, Reginaldo de Crauford, militibus, et aliis.

17. GRANT by KING ROBERT THE BRUCE of the privilege of Gyryth or Sanctuary around the Church of Lusse.—18th March [1315.]

ROBERTUS Dei gracia Scotorum Rex, omnibus probis hominibus terre sue, salutem: Sciatis nos confirmasse Deo et Beato Kessogo imperpetuum illam libertatem que dicitur Gyryth, videlicet, circa ecclesiam de Lusse per spacium trium milliarium ex omni parte, tam per terram quam per aquam, ita libere et quiete sicut aliqua libertas, que dicitur Gyryth per totum regnum Scocie; et punitionem cum correccionem delinquentium infra dictam libertatem comitibus de Levenax imperpetuum. In cuius rei testimonium sigillum nostrum precepimus apponi, apud Dunbretane, xvij^o die Marcij, anno regni nostri nono: Hiis testibus Waltero Senescallo, Johanne de Menteth, Jacobo domino de

[illegible]

Douglas, Roberto de Keth, Malcolmo Flemyng, et Ade filio Alani burgense de Dumbretane, cum multis aliis nobilibus et fidedignis.

18. TRANSMPT (made 29th March 1474) of a CHARTER by KING ROBERT THE BRUCE to MALCOLM, fourth EARL OF LENNOX, of the Earldom of Lennox and Sheriffship and Castle of Dumbarton.—14th July [1321.]

UNIUSERS et singulis ad quorum noticias presentes littere peruenerint, seu presens tangit negocium, seu tangere poterit quomodolibet in futurum, Vilelmus de Elphinstone, rector de Kirkmechile, licenciatus in decretis ac officialis Glasguensis generalis, salutem in omnium Saluatore: Nouerint vniuersi vos et singuli presentes pariter et futuri hoc presens transumpti publicum instrumentum inspecturi pariter et visuri, quod nos ad magnifici et potentis domini Johannis comitis de Leuenax ac domini de Dernle instanciam omnes et singulos sua communiter vel diuisim interesse putantes quosque infrascriptum tangit negocium seu tangere poterit quomodolibet in futurum, ad videndum et audiendum vnā cartam infrascriptam sigillo magno serenissimi principis Roberti supremi domini nostri Regis Scotorum illustrissimi ex pergamine in cera alba sigillatam cum cordula pergamine impendente produci et recipi, et postquam producta fuerit, ad audiendum et videndum ipsam cartam transumi, exemplari, publicari et in publicam transumpti formam redigi, mandari, auctoritatemque et decretum curie nostre et nostrum interponi, et ad opponendum et contradicendum ac causam si quam habeant rationabilem quare premissa minime fieri deberent allegandum et probandum, vt moris est, citari per edictum publicum in valuis ecclesie cathedralis Glasguensis ad certum terminum publice affixum per canonicos dicte ecclesie, necnon probiores et honestiores clericos vniuersitatis Glasguensis ac notarios infrascriptos, multosque alios visum, perlectum, et consider-

atum, mandauimus et fecimus : Quo termino adueniente, comparens coram nobis iudicialiter prefatus dominus comes ac dictorum citatorum vocatorum et non comparencium contumacias accusauit, ipsosque contumaces reputari et in eorum contumaciam sub tenore infrascripto exhibuit atque dedit quam transumi, exemplari, publicari, et in publicam formam redigi, mandari, auctoritatemque et decretum curie nostre et nostrum per nos interponi debita cum instancia postulauit : Nos tunc Vilelmus, iudexque et officialis prefatus, dictos citatos non comparentes reputauimus non immerito quoad actum et terminum huiusmodi id suadente iusticia contumaces, et in eorum contumaciam prenominatam cartam per manus nostras recepimus, vidimus, legimus, tenuimus, palpauimus et diligenter inspeximus, sanamque integram et illisam omni prorsus vicio et suspicione carentem reperimus, ipsamque cartam vltcrius ad huiusmodi domini comitis instanciam maioremque firmitatem per discretos viros certos notarios infrascriptos transumi, publicari, et in hanc publicam transumpti formam redigi mandauimus et fecimus, volentes ac auctoritate dicte curie et nostra decernentesque quod huiusmodi transumpto in iudicio et extra ac vbicunque locorum de cetero detur et adhibeatur tanta fides quanta ipsi carte originali inferius de verbo in verbum scripture et registrate ac cum presenti publico instrumento ascultate et collacionate data fuit et exhibita ac daretur et adhiberetur, si in medium produceretur : Quibus omnibus et singulis supradictis tanquam rite et legitime factis et celebratis in eodem iudicio coram nobis auctoritatem nostram iudiciariam et ordinariam interposuimus ac presentibus interponimus pariter et decretum : Tenor vero dicte carte vnde super fit mensio sequitur in hec verba :--

ROBERTUS Dei gracia Rex Scotorum, omnibus probis hominibus tocius terre sue, salutem : Sciatis nos dedisse, concessisse, et hac presenti carta nostra confirmasse dilecto et fideli nostro Malcolmo comiti de Leuenax et suis heredibus, pro suo benefacto et seruiciis sepe nobis antea impensis, totum integrum comitatum de Leuenax et vicecomitatum de Dumbretane cum castro eiusdem et pertinenciis,

quod dictum castrum Alexander Rex predecessor noster a Muldony comite de Leuenax predecessore dicti Malcolmi ex sua bona voluntate habuit pro tempore ad restaurandum dicto Muldony et suis heredibus quando ipsis vel sibi videbatur fore expediens: Tenendos et habendos dictum integrum comitatum de Leuenax et vicecomitatum de Dunbretane in castro predicto et pertinenciis dicto Malcolmo et heredibus suis, de nobis et heredibus nostris, in feodo et hereditate, per omnes rectas antiquas metas suas et diuisas, cum tenentibus et tenandiis et ecclesiarum aduocacionibus et iustis pertinenciis suis quibuscunque, in boscis et planis, in viis et semitis, in moris et marresiis, in pratis pascuis et pasturis, in aquis et stagnis, molendinis et multuris, in curiis et eschaetis, in merchetis, bludewites, et forisfactoris, in aucupacionibus et venacionibus, in aeriiis auium et piscacionibus, in bondis, bondagiis, natiuis, et eorum sequelis, cum furca et fossa, socco et sacco, thole et theame, cum infangandtheffe ande outfangandtheffe, necnon cum libera forresta dicti comitatus data et concessa per dictum Alexandrum Regem nostrum predecessorem Malcolmo comiti predecessori dicti Malcolmi comitis de Leuenax, videlicet, ab Ester Douglas vsque ad Sehymmie, et ab Sehymmie vsque ad Keryne, et sicut Keryne descendit in Phale, et deinde usque ad aquam que dicitur Gall, et sicut idem Gall descendit in lacu, et ab idem Gall usque ad Fynnovhne sicut descendit in Fortht, et ab idem Fynnovhne, vsque ad metam orientalem de Cramonane, et ab idem meta vsque ad riuulum qui dicitur Melath, et a dicto riuulo de Melath vsque ad Keryne, cum omnibus aliis et singulis libertatibus, comoditatibus, aysiamenis, et iustis pertinenciis quibuscunque ad dictum integrum comitatum de Leuenax et vicecomitatum de Dunbretane, cum castro eiusdem, et libera foresta predicta cum pertinenciis spectantibus seu quouismodo iuste spectare valentibus in futurum, adeo libere, quiete, bene et in pace, integre et honorifice, in omnibus et per omnia sicut aliquis comes infra regnum Scocie aliquem comitatum, vicecomitatum, castrum, et liberam forestam de predecessoribus nostris et de nobis liberius quicquid plenius et integrius aliquo tempore tenuit, seu de nobis tenet: Faciendo inde nobis et heredibus nostris dictus Malcolmus et heredes sui seruicium quod pertinet ad decem plenarias villas in exercitibus et auxiliis nostris, pro omni alio seruicio, consuetudine, exactione, vel demanda que per nos vel heredes nostros, reges Scocie, ab ipso vel heredibus suis exigi poterint aut requiri: Et si contingat nos [vel] heredes nostros dictum vicecomitatum et castrum eiusdem cum pertinenciis a dicto Malcolmo et suis heredibus contra suas voluntates et licencias speciales retinere, quod absit, obligamus nos et heredes nostros ad soluendum dicto Malcolmo comiti de Leuenax

et suis heredibus quinque centum marcas sterlingorum de custumis nostris annuatim donec de dicto vicecomitatu et castro prefato dictus Malcolmus et heredes sui integraliter fuerint possessi : In cuius rei testimonium presenti carte nostre sigillum nostrum precepimus apponi : Testibus, Duncano comite de Fyfe, Valtero Senescallo Scocie, Johanne de Mentetht, Gilberto de Haya, constabulario Scocie, Roberto de Keth, marescallo Scocie, Dauid Lyndissay, et Roberto Lawdre, militibus : Apud Forfare, quarto decimo die Julii anno regni nostri sexto decimo.

IN QUORUM omnium et singulorum fidem et testimonium premissorum presentes litteras siue presens publicum instrumentum transumendum seu transumptum exinde fieri et per notarios publicos infrascriptos transumi, exemplari, et iu hanc publicam formam redigi mandauimus, sigillique nostri officii iussimus et fecimus appensione communiri. Datum et actum in ecclesia cathedrali Glasguese, loco consistoriali eiusdem, die vicesima nona mensis Marcii anno Domini millesimo quadringentesimo septuagesimo quarto, indiccione septima, pontificatusque sanctissimi in Christo patris et domini domini nostri Sixti divina prouidencia pape quarti anno tercio ; presentibus ibidem venerabili in Christo patre Colino Dei paciencia abbate monasterii de Corsraguele, necnon egregiis et circumspectis viris, magistris Vilelmo Sympile, rectore Vniuersitatis Glasguensis, Johanne Crechtone, precentore, Patricio Leche, Vilelmo de Elphinstoue, canonicis dicte ecclesie Glasguensis, Fergusio Colini de Carrik, rectore de Kirkbryde, Johanne Akinhede, Ricardo Huchonsone, vicariis de Hassindeue et Petircultir, Vilelmo Stevart, domino de Castiltone, Johanne Stevart, preposito Glasguensi, Roberto Sympil de Fowlvode, Dauid Blare de Adamtone, Karolo Pollok de Ovirpollok, Gilberto Keunady de Covfe, Thoma Sympil, Johanne Pollok, scutiferis, et Johaune Raburne, burgensi burgi de Glasgv, cum quam plurimis aliis testibus ad premissa vocatis specialiter et rogatis.

[Sequuntur attestaciones Johannis de Restone, prefati domini officialis scribe, Johannis Aurifabri, A.M., scribe capituli Glasguensis,

Johannis Michael, Johannis Lutherdal, A.M., et David Hutchinsone, A.M., Glasguensis diocesis notariorum.]

[*Dorso*] Edr. 28 Martii, 1656.—Producit be Mr. Johne Stewart, advocat, and ane Minut takine and recordit in the books of Exchequer, conforme to the Act theranent, by me, W. PURVES.

19. LICENSE by ROBERT, STEWARD OF SCOTLAND, to his cousin, SIR ALAN STEWART, to purchase the lands of Crukysfu.—4th June 1330.

OMNIBUS has literas visuris vel audituris, Robertus Senescallus Scocie, salutem in Domino sempiternam : Noueritis nos, de consensu et assensu nobilis viri, domini Thome Ranulphi, comitis Moraue, domini vallis Anandie et Mannie ac custodis regni Scocie, domini Wilelmi de Lyndissay, archidiaconi Sancti Andree, ac rectoris ecclesie de Are, et domini Jacobi Senescalli, aduunculi nostri custodum nostrorum, dedisse et per presentes concessisse dilecto consanguineo nostro, domino Alano Senescallo, licenciam emendi hereditarie de Adam de Glasfreth totam terram suam de Crukysfu cum pertinenciis, infra nostram baroniam de Renfv, secundum quod cum eodem melius poterit conuenire; Quam quidem empcionem in omnibus suis articulis approbantes eidem domino Alano et heredibus suis, pro nobis et heredibus nostris ratificamus, et confirmamus per presentes; saluis nobis seruiciis debitis et consuetis, et ceteris que nobis hincinde contingere poterint : In cuius rei testimonium presentibus sigillum nostrum vna cum sigillis dictorum custodum nostrorum sunt appensa : Datum apud Tarbart, quarto die Junii, anno gracie millesimo ccc^o tricesimo.

20. RESIGNATION by CHRISTIANA, daughter of Colin M'Gilcryst, and ALEXANDER her son, to WALTER OF FOSSELENE, of Keppach upon the Leven.
—[18th January] 1353.

OMNIBUS has literas visuris vel audituris, Christiana filia Colini dicti M'Gilcrystis et Alexander filius suus, salutem in Domino sempiternam: Noueritis nos sursum reddidisse et quietum clamasse Waltero de Fosselene et heredibus suis omnimodum ius et clameum quod nos uel heredes nostri habuimus seu imposterum habere poterimus in illa quarteria terre que vocatur Keppach super Lewin pro sex vaccis et vna celdra farine auenatice; quas vaccas et farinam nobis dictus Walterus integraliter persoluit: Et si aliqua litera inueniatur nobiscum faciendo mencionem antedictæ terre de Keppach, concedimus pro nobis et heredibus nostris quod sit inanis et vacua, nullius roboris firmitatem in se optinendo: Subiicientes nos et heredes nostros in quadraginta libris bonorum sterlingorum, nomine pene, fabrice ecclesie Glasguensis soluendis; et in quadraginta libris sterlingorum dicto Waltero et heredibus suis soluendis, nomine dampnorum et expensarum, quocienscunque contra tenorem presentis venire presumpserimus, seu aliquam mocionem in verbo seu in facto perfecimus; virtute presentis tamen in suo robore semper permanente: In cuius rei testimonium sigilla nostra presentibus sunt appensa: Datum apud Bellach, die Veneris proximo ante festum conuersionis beati Pauli apostoli, anno Domini millesimo ccc^o quinquagesimo tercio.

21. CHARTER by DONALD, sixth EARL OF LENNOX, to MALCOLM, son of Duncan, son of Murdoch, of Renroch and others.—[*Circa* 1342-1362.]

OMNIBUS hauc cartam visuris vel audituris, Douenaldus comes de Leuenaux, salutem in Domino sempiternam: Noueritis nos dedisse, concessisse et hac presenti carta nostra confirmasse Malcolm filio Duncani filii Murdaci, dilecto

et fidei nostro, pro homagio et seruicio suo, medietatem quarterii terre de Renroch, medietatem quarterii terre de Garterer, et duas mercatas terre de Drunnecharne, iacentes propinquius dicte medietati terre de Garterer, in tenemento de Estomer, ex parte boriali ipsius tenementi infra comitatum nostrum de Leuenaux : Tenendas et habendas eidem Malcolmo et heredibus suis, de nobis et heredibus nostris, in feodo et hereditate per omnes rectas metas et diuisas suas, libere, quiete, plenarie integre et honorifice, cum multuris molendinis et eorum sequelis, cum aucupacionibus, piscacionibus et venacionibus, et cum omnimodis aliis libertatibus, comoditatibus, aysiamenis et iustis pertinenciis, tam nominatis quam non nominatis, in omnibus, et per omnia, ad predictas terras spectantibus seu spectare valentibus in futurum : Faciendo inde nobis et heredibus nostris predictus Malcolmus et heredes sui forinsecum seruicium domini regis quantum pertinet ad tantas terras in comitatu predicto, tres sectas curie ad curiam nostram comitatus de Leuenaux ad tria placita capitalia singulis annis in dicto comitatu tenendam, pro omni alio seruicio seculari, consuetudine seu demanda. Et nos predictus Douenaldus et heredes nostri predictas terras cum pertinenciis predicto Malcolmo et heredibus suis contra omnes homines et feminas warantizabimus, acquietabimus et inperpetuum defendemus. In cuius rei testimonium presenti carte nostre sigillum nostrum apponi fecimus et appendi : Testibus, nobilibus viris dominis Malcolmo Flemyng comite de Wygtoun, Johanne de Danielston, Gilberto de Carrick, militibus, Willelmo de Strielyne, Waltero de Fosselane, Finlaio filio Roberti de Camsy, et multis aliis.

22. CHARTER by DONALD, sixth EARL of LENNOX, to WALTER, Lord of Buchannane, of Drumfada and Kyrkmichele.—[1342-1362.]

OMNIBUS hanc cartam visuris vel audituris, Donaldus comes de Leuenax, salutem in Domino sempiternam : Nouerit vniuersitas vestra nos dedisse,

concessisse et hac presenti carta nostra confirmasse dilecto et fideli nostro, Waltero domino de Buchannane, totas et integras terras de Drumfadae et Kyrknichele cum pertinenciis, jacentes in comitatu nostro de Leuenax et infra vicecomitatum de Dunbertane, que dictae terre fuerunt domini Willelmi de Keth, et quas idem Willelmus, non vi aut metu ductus, nec errore lapsus, sed mera et spontanea voluntate sua nobis, et in manibus nostris per fustum et baculum coram pluribus apud le Balach sursum reddidit et resignavit, ac totum jus et clameum que in dictas terras cum pertinenciis habuit vel habere potuit, pro se et heredibus suis, omnimodo quietum clamavit imperpetuum: Tenendas et habendas omnes predictas terras cum pertinenciis eidem Waltero et heredibus suis, de nobis et heredibus nostris, in feodo et hereditate imperpetuum, per omnes rectas metas et diuisas suas, in longitudine et latitudine, in boscis, planis, pratis, pascenis et pasturis, in piscacionibus, aucupacionibus et venacionibus, cum molendinis et multuris, cum merchetis et bluduitis, cum curiis et eorum exitibus, et cum omnibus aliis et singulis libertatibus, comoditatibus, asiamentis et iustis suis pertinenciis quibuscunque, tam non nominatis quam nominatis, tam sub terra quam supra terram, tam procul quam prope, ad dictas terras cum pertinenciis spectantibus seu de jure spectare valentibus quomodolibet in futurum: Reddendo inde nobis et heredibus nostris tres sectas curie ad tria placita nostra capitalia de Leuenax et heredum nostrorum, pro omni alio seruicio, consuetudine, exactione seu demanda: Et nos vero Donaldus et heredes nostri predictas terras cum pertinenciis predicto Waltero et heredibus suis in omnibus et per omnia contra omnes homines et feminas varantizabimus, acquietabimus et imperpetuum defendemus. In cuius rei testimonium presenti carte nostre sigillum nostrum fecimus apponi, apud le Balach, hiis testibus, Johanne de Danielston, Patricio de Graham, militibus, Ewario Cambel, Gilberto de Carrik, Willelmo de Galbrath, et Finlaio filio Roberti, cum multis aliis.

23. CHARTER OF NOVODAMUS by ROBERT, STEWARD OF SCOTLAND, confirming to JOHN STEWART, Knight, Lord of Crokiston, all the lands and tenements held of the Steward.—[2d February] 1356.

OMNIBUS hanc cartam visuris vel auditoris, Robertus Senescallus Scocie, salutem in Domino sempiternam : Quia dilectus consanguineus noster, dominus Johannes Senescallus, miles, dominus de Crokiston, omnes terras et tenementa quas vel que de nobis tenuit in capite pure et simpliciter in manus nostras per fustum et baculum resignavit ; Consideratis igitur honore et vtilitate nostri cognominis, quod pre ceteris in licitis exaltare et confouere tenemur, videlicet, ne hereditas illa ad aliquos aliud cognomen quam Senescalli habentes in posterum diuoluatur ; Noueritis nos dedisse, concessisse, et hac presenti carta nostra confirmasse predicto dilecto consanguineo nostro, domino Johanni Senescallo, militi, et heredibus suis masculis de corpore suo legitime procreatis vel procreandis, omnes illas terras et tenementa, cum pertinenciis, quas vel que predictus dominus Johannes et predecessores sui de nobis et predecessoribus nostris tenuit vel tennerunt aliquibus temporibus retroactis : Et si contingat heredem vel heredes masculos predicti domini Johannis absque heredibus masculis de corpore vel corporibus eorundem legitime procreatis in fatum decedere, quod absit, volumus, et per presentes concedimus quod omnes terre et tenementa predicta cum pertinenciis ad Walterum Senescallum, fratrem predicti domini Johannis, et heredibus suis masculis de corpore suo legitime procreatis hereditarie succedant et descendant : Et si contingat predictum Walterum absque heredibus masculis de corpore suo legitime procreatis, vt supra, in fatum decedere, quod absit, volumus, et per presentes concedimus quod omnes dicte terre et tenementa, cum pertinenciis, ad dominum Alexandrum Senescallum, fratrem ipsius domini Johannis, et heredibus suis masculis de corpore suo legitime procreatis hereditarie, vt predicatur,

succedant et descendant : Et si contingat predictum dominum Alexandrum absque heredibus masculis de corpore suo legitime procreatis in fatum decedere, quod absit, volumus, et per presentes, vt supra, concedimus quod dicte terre et tenementa ad virum de sanguine ipsius domini Johannis propinquirem cognomine Senescalli nominatum, et heredibus suis semper masculis hereditarie cum pertinenciis suis succedant et descendant in eternum : Tenendas et habendas eidem domino Johanni, et heredibus suis masculis supranominatis, de nobis et heredibus nostris, per omnes rectas metas suas et diuisas, adeo libere, plenarie, quiete, honorifice bene et in pace, in omnibus et per omnia, sicut carta sua inde primitus confecta in se plenius proportat et testatur : Faciendo inde idem dominus Johannes et heredes sui masculi supradicti nobis et heredibus nostris seruicium inde debitum et consuetum. In cuius rei testimonium sigillum nostrum presentibus est appensum : Datum apud castrum nostrum de Rothisay in festo purificationis beate Marie Virginis, anno Domini millesimo trecentesimo quinquagesimo sexto.

24. CHARTER by ROBERT, STEWARD OF SCOTLAND, to SIR JOHN STEWART of Crukston, of the fee of the principal tenement of Torboulton.—16th May 1357.

OMNIBUS hanc cartam visuris vel audituris, Robertus Senescallus Scocie, salutem in domino sempiternam : Sciatis nos dedisse, concessisse, et hac presenti carta nostra confirmasse domino Johanni Senescalli domino de Crukston, dilecto consanguineo nostro, feodum principalis tenementi de Torboulton, infra baroniam de Kyle ; quod quidem feodum Johannes de Grahame quondam dominus eiusdem in manus nostras sursum reddidit, ac pure et simpliciter, pro se et heredibus suis, inperpetuum resignauit : Tenendum et habendum eidem domino Johanni et heredibus suis de nobis et heredibus nostris, in feodo et hereditate, adeo libere et quiete sicut prenomiatus quon-

dam Johannes ac predecessores sui dictum feodum de nobis et predecessoribus nostris liberius et quocius tenuit vel tenuerunt : Faciendo inde uero idem dominus Johannes et heredes sui nobis et heredibus nostris seruicium de antedicto feodo antiquitus consuetum : In cuius rei testimonium presenti carte nostre apponi fecimus sigillum nostrum : Datum apud Methuen, decimo sexto die mensis Maii, anno Domini millesimo trecentesimo quinquagesimo septimo.

25. CONFIRMATION by KING DAVID II. of a Charter dated 1st July [1272,] by KING ALEXANDER III. to MALCOLM, fourth EARL OF LENNOX.—2d May [1361.]

DAVID Dei gracia Rex Scottorum, omnibus probis hominibus tocius terre sue, clericis et laycis, salutem : Sciatis nos cartam bone memorie domini Alexandri Regis Scocie, predecessoris nostri, factam Malcolmo comiti de Leuenax intellexisse, audiuisse et diligenter inspexisse, non rasam, non cancellatam, non abolitam, nec in aliqua parte viciatam, per hec verba :—" Alexander Dei gracia Rex Scottorum, omnibus probis hominibus tocius terre sue, clericis et laycis, salutem : Sciant presentes et futuri nos dedisse, concessisse, et hac presenti carta nostra confirmasse dilecto et fideli nostro, Malcolmo comiti de Leuenax, totas terras cum pertinenciis, videlicet, ab Estir Douglas vsque ad Sehynne, et ab Sehynne vsque ad Keryne, et sicut Keryne descendit in planis, et deinde vsque ad aquam que dicitur Gall, et sicut idem Gall descendit in lacu et ab idem Gall vsque ad Fynnovyne sicut descendit in Forth, et ab idem Fynnovyne vsque ad metam orientalem de Cramonane, et ab eadem meta vsque ad riuulum qui dicitur Melach, et a dicto riuulo de Melach vsque ad Keryn in liberam forestam : Tenendas et habendas totas dictas terras cum pertinenciis dicto Malcolmo et heredibus suis de nobis et heredibus nostris in liberam forestam, in feodo et hereditate, adeo libere et quiete in omnibus et per

omnia, sicut aliquę terre in toto regno Scocie in liberam forestam alicui mortali liberius dari possint vel concedi : Quare firmiter prohibemus ne quis in eadem terra predicta sine ipsius Malcolmi et suorum heredum licencia speciali seceat aut venetur aut faciat in contrario iuris dicte libere foreste super nostram plenariam forisfacturam decem librarum : Testibus, Alexandro Cumyne comite de Buchane, Donaldo de Marr, Willelmo Cumyne, Suardo de Monte Alto, Willelmo Bysseth et aliis : apud Kyntor, primo die Julij, anno regni nostri vicesimo tercio." QUAM QUIDEM cartam, in omnibus punctis et articulis maioribus et minoribus, approbamus, ratificamus, et pro nobis et heredibus nostris in perpetuum confirmamus : Etiam approbamus, ratificamus et pro nobis et nostris heredibus in perpetuum confirmamus illas donacionem et concessionem quas Donaldus comes de Leuenax fecit et concessit Waltero de Fosselane et suis heredibus de terris de Cragtrostane cum parco de Rossemorys cum pertinenciis ; prout carta inde sibi confecta plenius proportionat et testatur : saluo nostro seruicio : In cuius rei testimonium sigillum nostrum presenti carte confirmationis nostre fecimus apponi ; testibus, venerabili in Christo patre, Willelmo Sancti Andree ecclesie episcopo, Willelmo comite de Douglas, Roberto de Erskyne, Dauid filio domini Walteri, Willelmo Ramyssey, militibus ; apud Perth, secundo die Maii, anno regni nostri tricesimo primo.

26. CHARTER by ROBERT, STEWARD OF SCOTLAND, to SIR JOHN STEWART of Dernelee, Knight, of the lands of Crokysfou, Inchenane, and Perthaykscot.—[*Circa* 1361.]

OMNIBUS hanc cartam visuris vel auditoris, Robertus Senescallus Scocie, comes de Stratherne, salutem in Domino sempiternam : Cum dilectus consanguineus noster, dominus Johannes Senescalli de Dernelee, miles, apud Dernelee, in loco habitacionis sue, coram nobis ac Johanne Senescallo domino

de Kyle, primogenito nostro et herede, ac nonnullis aliis de nostro consilio, personaliter constitutus, die Lune, decimo die mensis Januarij, anno Domini millesimo trecentesimo sexagesimo primo, omnes terras suas de Crokysfou, de Inchenane, et de Perthaykscot, cum pertinenciis, infra baroniam nostram de Renfreu, quas de nobis tenuit in capite, nobis per fustem et baculum sursum reddiderit ac pure et simpliciter resignauerit; Noueritis nos dedisse, et ex certa sciencia concessisse, ac presenti carta nostra confirmasse eidem domino Johanni, militi, consanguineo nostro, omnes terras de Crokysfou, de Inchenane et de Perthaikscot predictas: Tenendas et habendas eidem domino Johanni et Roberto filio et heredi suo; ac, ipso filio sine herede masculo superstite ab hac luce sublato, aliis heredibus ipsius domini Johannis masculis de corpore suo legitime procreatis seu procreandis, ac dictorum heredum heredibus seu heredi masculis seu masculo de eorum corporibus procreandis seu procreando, per lineam directam ab ipsis seu ipsorum aliquo descendentibus seu descendenti, in feodo et hereditate, per omnes rectas metas et diuisas suas, libere, quiete, plenarie, integre et honorifice, cum tenandiis et seruiciis libere tenencium, et cum omnibus aliis libertatibus, commoditatibus, aysiamenis et iustis pertinenciis ad dictas terras spectantibus seu iuste spectare valentibus in futurum: Faciendo inde nobis et heredibus nostris dictus dominus Johannes et heredes sui predicti vnam communem sectam ad curiam nostram baronie de Renfreu, ad tria placita capitalia tenenda ibidem per annum, ac alia seruicia de predictis terris cum pertinenciis debita et fieri consueta. Et si contingat prefatum dominum Johannem aut heredes suos masculos, ac ipsorum heredes masculos per lineam rectam descendentes, vt supra, absque herede masculo superstite de corpore alicuius eorundem procreato et per lineam rectam descendente, ab hac luce migrare; donamus, et ex nunc pro nobis et heredibus nostris concedimus, et hac presenti carta nostra confirmamus omnes terras de Crokysfou, de Inchenane, et de Perthaik-

scote predictas, cum pertinenciis, Waltero Senescallo, fratri predicti domini Johannis Senescalli : Tenendas et habendas sibi et heredibus suis masculis de corpore suo legitime procreatis seu procreandis, ac ipsorum heredibus masculis de eorum corporibus legitime procreandis, et per lineam rectam descendantibus, ut supra, in feodo et hereditate, adeo libere, quiete, plenarie, integre et honorifice sicut prefato domino Johanni et suis heredibus masculis superius sunt concesse. Si vero contingat dictum Walterum aut heredes suos masculos absque heredibus masculis vno vel pluribus, de se aut ipsorum aliquo legitime procreandis seu procreando, per lineam rectam descendantibus seu descendente, debitum nature persolvere; damus exnunc et hac presenti carta nostra concedimus omnes terras predictas, cum pertinenciis, domino Alexandro Senescallo, fratri ipsorum domini Johannis et Walteri : Tenendas et habendas eidem domino Alexandro et heredibus suis masculis de corpore suo legitime procreatis seu procreandis, ac eorum heredibus masculis, in feodo et hereditate; sub eisdem formis et conditionibus quibus prefatis domino Johanni, Roberto filio suo, et Waltero fratri suo, superius conceduntur : Si autem predictum dominum Alexandrum aut heredes suos predictos et ab ipsis descendentes, absque herede masculo superstite procreato viam vniuerse carnis ingredi contigerit, volumus pro nobis et heredibus nostris, et hac presenti carta nostra concedimus, quod ille qui proximior masculus de sanguine et cognomine ipsius domini Johannis Senescalli pro tempore repertus fuerit, et ipsius semper heredes masculi, predictis domino Johanni, filio suo et fratribus suis ac ipsorum heredibus masculis sic deficientibus, in dictis terris cum pertinenciis vniuersis, hereditario iure semper succedant : Faciendo nobis et heredibus nostris sectam et seruicia, sicut supra. In cuius rei testimonium sigillum nostrum, vna cum sigillo predicti Johannis Senescalli, primogeniti nostri, presenti carte nostre duximus apponendum; testibus, venerabilibus in

Christo patribus, Johanne et Roberto, Dei gracia de Passeley et de Kilwynin abbatibus, Roberto de Irskyne, Hugone de Eglyntoun, et Johanne de Lyle, militibus, et multis aliis.

27. CHARTER by JOHN STEWART, Lord of Kyle Stewart, to SIR JOHN STEWART of Dernelee, Knight, of Torboltoun and Dromley.—[*Circa 1361.*]

OMNIBUS hanc cartam visuris vel audituris, Johannes Senescallus, dominus de Kyle Senescalli, salutem in Domino sempiternam : Cum dilectus consanguineus noster, dominus Johannes Senescalli de Dernelee, miles, apud Dernelee, in loco habitacionis sue, coram domino Roberto Senescallo Scocie, comite de Stratherne, patre nostro karissimo, et nobis, ac non nullis aliis de nostro Consilio personaliter constitutus die Lune decimo die mensis Januarii, anno Domini millesimo trecentesimo sexagesimo primo, omnes terras suas de Torboltoun et de Dromley, cum pertinenciis, infra baroniam nostram de Kyle, quas de nobis tenuit in capite, nobis per fustem et baculum sursum reddiderit, ac pure et simpliciter resignauerit ; Noueritis nos dedisse, et ex certa sciencia concessisse, ac presenti carta nostra confirmasse eidem domino Johanni, militi, consanguineo nostro, omnes terras de Torboltoun et de Dromley predictas : Tenendas et habendas eidem domino Johanni et Roberto filio et heredi suo : ac, ipso filio sine herede masculo superstiti ab hac luce sublato, aliis heredibus ipsius domini Johannis masculis de corpore suo legitime procreatis seu procreandis, ac dictorum heredum heredibus seu heredi masculis seu masculo de eorum corporibus procreandis vel procreando, per lineam directam ab ipsis, seu ipsorum aliquo descendentibus seu descendenti, in feodo et hereditate ; per omnes rectas metas et diuisas suas, libere, quiete, plenarie, integre et honorifice, cum tenandiis et seruiciis liberetenencium, et cum omnibus aliis libertatibus, commoditatibus, aysiamenis et iustis per-

tinenciis ad dictas terras spectantibus, seu iuste spectare valentibus in futurum : Faciendo nobis et heredibus nostris dictus dominus Johannes et heredes sui predicti tres sectas ad curiam nostram baronie de Kyle, ad tria placita capitalia tenenda ibidem, per annum, ac alia seruicia de predictis terris cum pertinenciis debita et fieri consueta : Et si contingat prefatum dominum Johannem aut heredes suos masculos, ac ipsorum heredes masculos per lineam rectam descendentes, vt supra, absque herede masculo superstite de corpore alicuius eorundem procreato et per lineam rectam descendente, ab hac luce migrare, donamus et ex nunc pro nobis et heredibus nostris concedimus et hac presenti carta nostra confirmamus omnes terras de Torboltoun et de Dromley predictas, cum pertinenciis, Waltero Senescallo, fratri predicti domini Johannis Senescalli : Tenendas et habendas sibi et heredibus suis masculis de corpore suo legitime procreatis seu procreandis, ac ipsorum heredibus masculis de eorum corporibus legitime procreandis, et per lineam rectam descendantibus, vt supra, in feodo et hereditate, adeo libere, quiete, plenarie, integre et honorifice, sicut prefato domino Johanni et suis heredibus masculis superius sunt concesse : Si vero contingat dictum Walterum aut heredes suos masculos absque heredibus masculis, vno aut pluribus, de se aut ipsorum aliquo legitime procreandis seu procreando, per lineam rectam descendantibus seu descendente, debitum nature persolvere, Damus ex nunc, et hac carta nostra concedimus omnes terras predictas cum pertinenciis domino Alexandro Senescallo, fratri ipsorum domini Johannis et Walteri : Tenendas et habendas eidem domino Alexandro et heredibus suis masculis de corpore suo legitime procreatis seu procreandis, ac eorum heredibus masculis, in feodo et hereditate, sub eisdem formis et condicionibus quibus prefato domino Johanni, Roberto filio suo, et Waltero fratri suo, superius conceduntur : Si autem predictum dominum Alexandrum, aut heredes suos predictos et ab ipsis descendentes, absque herede masculo superstite pro-

creato viam vniuerse carnis ingredi contigerit; volumus pro nobis et heredibus nostris, et hac presenti carta nostra concedimus, quod ille qui proximior masculus de sanguine et cognomine ipsius domini Johannis Senescalli pro tempore repertus fuerit, et ipsius semper heredes masculi, predicto domino Johanni, filio suo, et fratribus suis ac ipsorum heredibus masculis sic deficientibus, in dictis terris cum pertinentiis vniuersis hereditario iure semper succedant: Faciendo nobis et heredibus nostris sectam et seruicia sicut supra: In cuius rei testimonium sigillum nostrum presenti carte nostre duximus apponendum: Testibus, venerabilibus in Christo patribus, Johanne et Roberto Dei gracia de Passeley et de Kylwynyn abbatibus, Roberto de Irskyne, Hugone de Eglinton, et Johanne de Lyle, militibus, et multis aliis.

28. CHARTER OF CONFIRMATION by KING DAVID II. to MAURICE OF BOUCHANNANE, of the lands of Bouchannane and Sallechy.—26th January [1370.]

DAVID Dei gracia Rex Scottorum, omnibus probis hominibus tocius terre sue salutem: Sciatis nos quandam cartam Douenaldi comitis de Leuenax, non cancellatam, nec in aliqua sui parte viciatam, vidisse diligenter et intellexisse, formam que sequitur continentem: Omnibus hanc cartam visuris vel audituris, Douenaldus comes de Leuenax salutem in Domino: Noueritis nos dedisse, concessisse, et per presentem cartam nostram confirmasse Mauricio de Bouchannane, filio et heredi quondam Mauricii de Bouchannane, illam carucatam terre que vocatur Bouchannane, vna cum Sallechy, videlicet per has diuisas; a Kelyn vsque Ald Marr, sicut descendit infra aquam de Hanerch, et illam terram de Sallechy, per has similiter diuisas, a Sallechy vsque Kelger, et sicut descendit in stangno de Louchlovmeid: Tenendam et habendam eidem Mauricio et heredibus suis de nobis et heredibus nostris, in feodo et hereditate inperpetuum, per omnes rectas diuisas suas et consuetas,

et cum omnibus iustis pertinenciis suis, libere, quiete, honorifice, bene et in pace, in bosco in plano, pratis et pascuis, in viis et semitis, in moris et marresiis, in stagnis et aquis, in molendinis et multaris, in merchetis et blodwytis, in aucupacionibus et venacionibus, et cum omnibus aliis libertatibus, commoditatibus, aysiamendis et iustis pertinenciis suis ad easdem terras spectantibus seu in futurum spectare valentibus, et cum curia vite et membrorum habenda et tenenda in dictas terras quosciscunq; voluerit, et exitibus earundem gaudendis, ita tamen quod si aliquis sit attinctus de huiusmodi querelis, quod sit iudicatus ad curiam dicti Mauricii et heredum suorum, et quod ponatur ad mortem ad furcas nostras del Cathyr, et cum omnibus aliis iustis suis pertinenciis, tam non nominatis quam nominatis, ad dictas terras spectantibus, seu de cetero spectare valentibus in futurum : Reddendo inde nobis et heredibus nostris in communi exercitu domini nostri Regis quando contigerit vnum caseum de qualibet domo in qua fit caseus in dictis terris, et reddendo nobis et heredibus nostris annuatim sex denarios argenti, nomine albe firme, si petatur, et per equales portiones ad festum Pentecostes et Sancti Martini in hyeme, pro wardis, releuiis, maritagiiis, sectis curie, duplicacione firme et omnibus aliis seruiciis, consuetudinibus et accionibus que per nos et heredes nostros de predicto Mauricio et heredibus suis de predictis terris exigi poterunt seu inperpetuum requiri : saluis nobis et heredibus nostris ab hominibus suis in predictis terris manentibus ostencionem armorum suorum : Nos vero Douenaldus comes de Leuenax predictus et heredes nostri omnes predictas donaciones, concessiones et libertates in omnibus et per omnia, vt premittitur, predicto Mauricio et heredibus suis contra omnes homines et feminas warantisabimus, acquietabimus et inperpetuum defendemus : In cuius rei testimonium huic presenti carte nostre sigillum nostrum fecimus apponi ; hiis testibus, dominis Malcolmo Flemyng, comite de Wyg-toun, Willelmo de Levyngstoun, militibus, et domino Gilberto de Carryc,

milite, Waltero de Fosselane, Ewaro Cambell, Fynlao filio Roberti de Camsty, Kessano clerico nostro, et multis aliis : QUAM QUIDEM cartam, donacionemque et concessionem in eadem contentas, in omnibus punctis suis et articulis, condicionibus et modis ac circumstanciis suis quibuscunque, forma pariter et effectu, in omnibus et per omnia approbamus, ratificamus et pro nobis et heredibus nostris inperpetuum confirmamus ; saluo seruicio nostro : In cuius rei testimonium presenti carte nostre confirmationis sigillum nostrum precepimus apponi : Testibus, venerabilibus in Christo patribus, Willelmo et Patricio Sancti Andree et Brechinensis ecclesiarum episcopis, Roberto Senescalco Scocie, comite de Stratherne, nepote nostro, Willelmo comite de Douglas, Archebaldo de Douglas, Roberto de Erskyne, Waltero de Halyburtoun et Alexandro de Lyndesay, militibus. Apud Edynburgh, vicesimo sexto die mensis Januarij, anno regni nostri quadragesimo primo.

29. CHARTER by WALTER OF FOSELENE, Lord of Lennox, to WALTER OF BOCHAN-
NANE of that ilk, of a half quarter of Cambrune.—[*Circa* 1373.]

OMNIBUS hanc cartam visuris vel audituris, Walterus de Foslene, dominus de Leuenax, salutem in Domino sempiternam : Noueritis nos dedisse, concessisse, et hac presenti carta nostra confirmasse dilecto nostro Waltero de Bochannane, domiuo eiusdem, et Mergarete sponse sue, et eorum diucius viuenti, pro homagio dicti Walteri et seruicio, totam dimidiam quarteriam terre de Cambrune que propinquius iacet terre de Kelnegad : Tenendam et habendam predicto Waltero et Mergarete sponse sue, et eorum diucius viuenti ac heredibus inter ipsos legitime procreatis seu procreandis ; illis, quod absit, deficientibus, heredibus et assignatis dicti Walteri, dictam dimidiam quarteriam terre de Cambrune, de nobis et heredibus nostris in feodo et hereditate, libere, quiete, integre, bene et in pace, per omnes rectas diuisas suas et

consuetas, et cum omnibus iustis pertinenciis suis, in bosco et plano, in pratis et pascuis, in viis et semitis, in merchetis et blodwitis, in bracinis et venacionibus et aucupacionibus, et in omnibus aliis libertatibus et aisiamientis ad dictam terram de Cambrune spectantibus, vel aliquo modo de jure spectare valentibus, sine aliquo retinemento : Soluendo inde nobis et heredibus nostris in communi seruicio domini Regis, quando contigerit, terciam partem sustentacionis vnus sagittarii, et tres sectas annuatim ad tria placita nostra capitalia de Leuenax, et heredum nostrorum, cum legali premunitione loci, pro omni alio seruicio, consuetudine, exaccione seu demanda : Et nos vero Walterus et heredes nostri dictam dimidiam quarteriam terre de Cambrune cum suis pertinenciis predicto Waltero de Bochannane et Mergarete sponse sue, et eorum diucius viuenti, ac heredibus inter ipsos procreatis seu procreandis, vt predictur, illis, quod absit, deficientibus, heredibus et assignatis predicti Walteri de Bochannane, in omnibus, vt predictum est, contra omnes homines et feminas warantizabimus, acquietabimus et imperpetuum defendemus : In cuius rei testimonium presenti carte sigillum nostrum fecimus apponi ; hiis testibus, dominis Johanne de Danyelstone et Patricio de Grame, militibus, Willelmo de Galbrath, Johanne de Striuelyne, Murdaco de Leuenax, et Malcolmo filio Duncani, armigeris, cum multis aliis.

30. CHARTER by WALTER OF FOSSLANE, Lord of Lennox, to WALTER Laird of Buchanan, of the land of Achmarr.—20th August 1373.

OMNIBUS hanc cartam visuris vel audituris, Walterus de Foslane dominus de Levenax, salutem in Domino sempiternam : Noueritis nos dedisse, concessisse et hac presenti carta nostra confirmasse dilecto et fideli nostro, Waltero domino de Buchanane, terram de Achmarr cum pertinenciis, in comitatu meo de Levenax, infra vicecomitatum de Striuelyne, que fuit Willelmi Boyde, et

quam idem Willelmus, non vi aut metu ductus, nec errore lapsus, set mera et spontanea voluntate sua nobis per fustum et baculum, ac eciani per literas suas patentes, sursum reddidit et resignavit, ac totum jus et clameum quod in dicta terra cum pertinenciis habuit seu habere potuit, pro se et heredibus suis omnino quietum clamavit inperpetuum: Tenendam et habendam eidem Waltero et heredibus suis de nobis et heredibus nostris, in feodo et hereditate, per omnes rectas metas et diuisas suas, cum omnibus et singulis libertatibus, commoditatibus, aysiamenis et iustis pertinenciis quibuscunque ad dictam terram spectantibus, seu quoquo modo iuste spectare valentibus infuturum, libere, quiete, plenarie, integre, bene et in pace: Faciendo inde nobis et heredibus nostris dictus Walterus et heredes sui tres sectas curie ad curiam nostram comitatus de Leuenax, ad tria placita capitalia singulis annis ibidem tenenda: In cuius rei testimonium presenti carte nostre nostrum precepimus apponi sigillum, testibus, nobilibus viris, domino Johanne de Danyelstoun, milite, tunc vicecomite de Dunbretane, Willelmo de Galbrath, Roberto de Culqwhone, Murthaco de Leuenax, Malcolmo filio Duncani, et Connallo de Akynhevyd, apud le Belach, vicesimo die mensis Augusti, anno Domini millesimo ccc^{mo} septuagesimo tercio.

31. CHARTER by KING ROBERT II. to WALTER OF FOSSELANE, Lord of Lennox, of Achyndonane and Mundoven in free alms and regality, etc.—1st June [1384.]

ROBERTUS Dei gracia Rex Scottorum, omnibus probis hominibus suis tocius terre sue, clericis et layicis, salutem: Sciatis nos dedisse, concessisse et hac presenti carta nostra confirmasse Waltero de Fosselane, domino de Leuenax, et heredibus suis comitibus de Leuenax, demonstrationes armorum tocius dicti comitatus de Leuenax, tam de terris nostris propriis infra dictum comitatum jacentibus quam de omnibus aliis terris in eodem comitatu, de nobis

seu de aliis tentis in capite, vna cum correccionibus earundem, et cum defectibus et exitibus exercituum dicti comitatus : Et quod nec dicti comites nec eorum heredes nec aliqui alii homines manentes infra dictum comitatum apparebunt coram vicecomitibus nostris, sed vbicunque placuerint in dicto comitatu suam demonstrationem armorum retinere : de qua quidem dicta armorum demonstratione videbamus evidenciam factam Malcolmo comiti de Leuenax et suis heredibus per Robertum regem Scocie nostrum predecesso-rem sub forma prescripta : Eciam concessimus et donauimus dicto Waltero et suis heredibus de Fosselane et assignatis, et snorum heredum assignatis, totas terras nostras de Achyndonane et de Myndoven cum pertinenciis, per omnes rectas metas et diuisas suas, in pura perpetua elimosina et regalitate, ita libere, pure et quiete sicut elimosina aliqua vel regalitas infra totum regnum nostrum alicui mortali liberius datur vel conceditur : Reddendo inde annuatim dictus Walterus et heredes sui de Fosselane aut assignati, vel assignati suorum heredum, sex marcas sterlingorum vsualium capellano celebranti pro animabus predecessorum nostrorum et pro anima nostra ad altare Sancte Crucis infra ecclesiam parochialem de Dunbretan, pro omnibus aliis seruiciis secularibus, consuetudinibus, exaccionibus et demandis, que de dictis terris de Achyndonane et de Myndoven cum pertinenciis, per nos vel heredes nostros reges Scocie exigi poterint seu requiri : Insuper concessimus dicto Waltero et heredibus suis, comitibus de Leuenax, quod ipse et sui dicti heredes gaudeant perpetuo omnibus et singulis libertatibus infra comitatum predictum, quibus ipse aut antecessores sui comites eiusdem usi sunt tempore nostro, aut predecessorum nostrorum regum Scocie temporibus quibuscunque retroactis : Et precipue si contingat aliquem hominem suum de comitatu predicto per quoscunque vicecomites nostros aut eorum ministros ad curiam nostram vicecomitis arrestari pro accione, videlicet, quam curia dicti comitis poterit et debeat terminare, ipse vicecomes quem contigerit aliquem huius-

modi arrestare incontinenter dictum arrestatum liberabit, ad curiam ipsius comitis ad subeundum ibidem super accionem eandem complementum iusticie, cum per ipsum comitem aut suum balliuum debite fuerit requisitus : Quare vniuersis vicecomitibus ceterisque ministris nostris quorum interest vel interesse poterit firmiter damus in mandatis quatenus predictam concessi-
onem nostram prefato comiti et suis dictis heredibus obseruent et faciant inuolabiliter obseruari ; et hoc sub pena que incumbit nullatenus omittant. In cuius rei testimonium sigillum nostrum presenti carte nostre est appen-
sum, apud castrum nostrum de Rothissay, primo die Junii, anno regni nostri quartodecimo : Testibus, venerabili in Christo patre, Johanne episcopo de Dun-
keldyne, cancellario nostro, Jacobo de Lyndissay, nepote nostro, milite, Celestino Cambale, Andrea Mersar, et Celestino filio Johannis, cum multis aliis.

32. ASSIGNATION by WILLIAM of Sandilands, son of the deceased Sir John Sandilands of Crookburn, to Sir JOHN STEWART of Castelmilk.—4th March 1387.

NOUERINT vniuersi per presentes quod ego Willelmus de Sandylandis, filius quondam Johannis de Sandilandis, domini de Crwkburne, teneor et fidemedia firmiter ac fideliter obligatus sum nobili viro, domino Johanni Senescalco, domino de Castelmylke, in centum marcis sterlingorum bonorum et legalium, racione et causa dampnorum et iniuriarum sibi in bonis suis propriis per me antea illatorum : pro quarum quidem solucione et satisfaccione sibi et suis faciendis, ego predictus Willelmus, non vi aut metu ductus, nec errore lapsus, aut aliquo modo coactus, ex libera voluntate mea, dedi, concessi, et per presen-
tes do et concedo plenarie, ac confirmo pro me, heredibus meis et assignatis, illas decem libras argenti annuatim percipiendas, seu decem marcatas terre cum pertinenciis, per predictum quondam patrem meum hereditarie per literas

suas obligatorias mihi, heredibus meis et assignatis, concessas; et totum ius ac clameum iuris quod vel que habui, habeo, seu aliquid habere potero seu poterunt in futurum, predicto domino Johanni, heredibus et assignatis suis, a me, heredibus meis et assignatis, libere, quiete, plenarie, integre et honorifice, cum omnibus suis libertatibus, commoditatibus, aysiamentis et proficuis quibuscunque, que ratione seu causa dicte evidencie aliquo modo lucrari poterunt: Tenendam et habendam dictam evidenciam, vna cum dictis decem libris argenti, seu decem marcatibus terre in eadem contentis, predicto domino Johanni, heredibus et assignatis suis, de me heredibus et assignatis meis quibuscunque, sine aliquo retinemento, quousque ego predictus Willelmus, heredes mei aut assignati, predictas centum marcas sterlingorum, vno die Pentecostis, apud ecclesiam parochialem de Cambusnaythane, predicto domino Johanni Senescallo, heredibus vel assignatis suis, persoluerio vel persoluerint, sine dolo et fraude aliqua: Insuper, bona fide, ac per presentes fideliter obligo me, heredes et assignatos meos, ad faciendum ipsum dominum Johannem Senescallum, heredes et assignatos suos, ita firmum et securum de omnibus condicionibus, punctis et articulis predictis, istam matricariam assignacionis et donacionis dicte evidencie mee tangentibus, seu tangere valentibus, prout sibi et suo consilio videbitur fieri, si et quando aut quociens opus fuerit, sine aliquo impedimento, ac etiam ad innouandam et meliorandam istam evidenciam meam sibi et suis, quociens sibi visum fuerit expediens, vna cum presencia mea personali, et auxilio meo ad recuperacionem omnium summarum siue terrarum in dicta evidencia ostensarum et non solutarum, cum super hec fuero requisitus, sine dolo et fraude. In cuius rei testimonium sigillum meum presentibus manu propria apposui, et omnes istas conuenciones coram publico notario resitavi: Apud Botheuill, iij^o die mensis Marcii, anno Domini millesimo ccc^{mo} lxxxvii^{mo}

33. TRANSMPT (dated 21st July 1473) of an Indenture between ROBERT EARL OF FIFE and DUNCAN EARL OF LENNOX. 17th February 1391.

TRANSSUMPTUM et datum in copiam per me notarium infrascriptum, vicesimo primo die mensis Julii, anno Domini millesimo quadringentesimo septuagesimo tercio, indiccione sexta, pontificatus sanctissimi in Christo patris ac domini nostri, domini Sixti diuina prouidencia pape quarti anno secundo : Tenor sequitur in hac forma :—

This Indentur, made at Inchemury, the sevyntene day of Februar, the zer of Grace 1^{re} iii^{re} fourescore and ellevyn, beris witnes that it is acordit betuene nobil and michti lordis, Schir Robert Erle of Fife on the ta part, and Schir Duncane Erle of the Leuenax on the tother part, in manere as folowis ; that is to say, that Schir Murthow, sone and ayre to the forsaid Erle of Fife, sal haue to wife Isabel the eldast dochter of the said Erle of the Leuenax, and sal indow hir in the barony of the Redehall with the apportenantis, in tenandri and in demayn : Item, it is acordit that the said Erle of the Leuenax sal resigne vp in our lord the kingis hand al his Erldome of the Leuenax with the apportenantis to be enfeffit agane of his said Erldome til him and til his ayris male gottin or for to be gottin lachfully of his body ; the quhilkis falezand, to the said Schir Murthow and Isabel and to the langare levand of thaim, and to the ayris lachfully to be gottin betuene thaim ; the quhilkis falezand, to the nest and lachful ayris of the forsaid Erle of the Leuenax : And to the fulfilling of this taillie the forsaid Erle of Fife sal purches the kingis assent and Walter Alownys sonnys, fadir to the said Erle of the Leuenax ; Item, it is acordit that, in the case gif it happynis the said Erle of Leuenax til haue ayris of his body male, or thruch auenture him seluin happyn tobe to mary, and the said Erle of Fife haue a dochter tobe maryit, the said Erle of the Leuenax or his ayris male sal haue to wife that dochter ; and gif the said Erle of Fife happynis til haue na dochter than to mary, the said Erle of the Leuenax or his ayris male sal haue to wife a nest cosyne of the said Erllis of Fife, at his assignacioun or the said Schir Murthovis, but disparaging of the said Erle of the Leuenax or of his ayris male : Item, it is acordit that the said Erle of the Leuenax and his ayris male, gyf he ony gettis, as is beforesaid, sal paye to the said Erle of Fife or til Schir

Murthou his sone, for the mariage of the said Isabel his dochter, twa thousand marcis of sterlingis proportionaly, at the resonable termes, as the tymiz hapynnis; of the quhilkis twa thousand marcis the forsaid Erle of Fife, or Schir Murthou his sone, sal alow to the said Erle of Leuenax for the mariage of his ayre male, or of him seluen, gif it happynis in manner beforesaid, a thousand marcis of sterlingis: Item, it is acordit that the said Erle of the Leuenax salbe substitute and depute to the said Erle of Fife of the Justery of the schirefdomez of Strielyne and Dunbertan of alsmeikle as pertenis to the lordschip of the Leuenax, als lang as the Erle of Fife has tha Justeriez: and the said Erle of the Lenax sal haue thridpart the proffet of al that the said Erle of Fife has and may haue of the said Justeryis of the lordschip of the Leuenax forsaid: Item, it is acordit that the said Erle of Fife and Schir Murthou his sone salbe lele helparis, conselleris, supponailairis, promotouris and furtheraris to the said Erle of the Leuenax in al his actionis, causis and querellis him twichand or may twich, as to thare awin propierez causez for the termes of thare lyvis, he levand be thaim and thare counsalez and discrete men of his awin counsale: Item, it is acordit that the said Erle of Fife sal mary ane of the dochteris of the said Erle of the Leuenax, Elizabeth or Mergarete, at his awin costage in conuenable placez, but disparaging of hir: And the said Erle of the Leuenax and Schir Murthou sal mary the tother of his dochteris at thare costage: Item, it is acordit that the forsaid Erle of Fife, or Schir Murthou his sone, sal mak to the ayris male to be gottin betuene the said Schir Murthou and Isabel alsmeikle land heretable as the said Erle of the Leuenax has now in propir in demayn: The quhilk thingis abufin writin leleli to kepe and to fullfill, withoute fraude or gile, the forsaid Erle and Schir Murthou has sworn thare bodily athis apone the haly euangellis, and to thir indenturis has set enterchangeably thare selis, day, zere, and place forsaid.

QUAM QUIDEM indenturam nobilis et prepotens dominus, Johannes Dominus Dornle, per me notarium publicum infrascriptum exemplificari et sub instrumento publico siue transsumpto fideliter copiarı [peciit:] Acta fuerunt hec apud Drumane, anno, die, mense, indiccione et pontificatu supradictis; presentibus honorabilibus et discretis viris, Alexandro Steuart de Galstoune, Edwardo Mure de Middilton, Johanne Steuart preposito burgi de Glasgw, domino Johanne Akynhede, decano de Leuenax, et domino Mauricio Layng,

capellano, cum multis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Alexander Foulis, clericus Sanctiandree diocesis, publicus auctoritatibus imperiali regalique notarius, presens transsumptum exemplificaui et de verbo in verbum fideliter copiaui, nil addito vel diminuto quod facti formam mutaret aut variaret intellectum, et presens transsumptum, manu mea propria scriptum, meis signo et subscripcione roborauī, rogatus et requisitus, in fidem et testimonium veritatis vna cum subscripcione domini notarii subscripti, propter maiorem veritatem premissorum.

A. FOWLIS.

Ego Johannes Kerd, presbiter Glasguensis dyocesis, publicus auctoritatibus imperiali et regali notarius, presens transsumptum per notarium suprascriptum vidi, in forma supradicta exemplificatum et perlectum, et dictum transsumptum sub meis subscripcione et signo roborauī, rogatus et requisitus per dictum Dominum Dornle, in testimonium veritatis omnium premissorum.

JOHES. KERD.

34. INDENTURE between DUNCAN EARL OF LENNOX and WILLIAM of the Spens, burgess of Perth, and ISABEL his spouse, regarding the lands of Tarbart, Glendouglas, etc.—25th July 1392.

THYS endentour, made at Streuelyne, the xxv day off the moneth off July, the yher off Grace a thousande thre hundreth four scor and twelue, betwene a noble lorde and a mychty, Sir Duncane Erill of the Leuenax on the ta parte and William of the Spens, burgess of Perth, and Issabel hys spouse, on the tothir parte, berys wytnes that the sayde Erill haffis gyffyn fre and heritable sesyng and possessionne to the saydis William and Issabel of thair landes of the

Tarbart and Glendouglas, with the Yle of the Tarbart with the apportenance, within the Eryldome of the Leuenax, als frely as the saidis William and Issabel held or possedyt the forsayde landis the tyme that the sayde Erillis fader or him selwyn, or ony in thair name, tha forsayde landis recoignyst : Alsua yt is accordyt that the saydis William and Issabel, of ane assent and consent, for thaim and thair hayris, haffis set and to ferme latyn to the sayde Erill, for all the terme of the sayde Erillis lyfe, al thair forsayde landis of the Tarbart and Glendouglas, with the sayde yle of the Tarbart and the apportenance, for sex marcis of Sterlyngos vsuale anerly for al maner of exactione, custome or demavnde, that may be askyt of the forsayde Erill throw the forsaydis William or Issabel, or of thair hayris, duyrande the tyme of the forsayde tak, yher be yher to be payit to the forsaydis William or Issabel, or to thair hayris, or to thair assignes, at the maner place of Mukdoc, at twa vsuale ternys of the yher, that is to say, at Saynt Martyneis day in wynter, and at the fest of Wytsonday, be ewynly porciounes, and sua fra yher to yher, and fra terme to terme, duyrande the tyme of the forsayde tak : the terme of the sayde Erlis entre in the sayde take begynnande at the fest of Saynt Martyne in wynter neste eftir the makyng of thir presens ; and the terme of the firste payment to be made to the forsaydis William or Issabel, or til thair hayris or thair assignez, at that ilke sayde Saynt Martyneis day in wynter beforsayde, at the forsayde maner place of Mukdoc, and swa fra yher to yher and fra terme to terme, as is beforsayde ; and the sayde Erill sal discharge the saydis William and Issabel, and thair hayris and thair assignez, of al maner of seruys of the forsayde landis avcht duyrande the terme of the forsayde take, outakyn manredyn or sewte qwhelyn sa be avcht of the sayde landis : Alsua, yt is accordyt that in case gyf the saydis William and Issabel dissesys befor the sayde Erill, the sayde Erill sal delyuer fre sesyng and possessioun of the sayde landis with the apportenance, to thair hayris, as the lach wil eftir, as thair charter proportis,

but fraude or gyle, outakyn the seruys tyl hym acht and customyt : Alsua, yt is accordyt that, in case gyf the sayde Erill dissesys before the saydis William and Issabel, the saydis William and Issabel, or the tane of thaim qwheysa than be off lywe, sal frely entre in thair sayde landis with thair apportenance, as yt is beforsayde, and joyes thaim, withoutyn ony impedymment off the sayde Erilis hayris, hys executourys, hys assignes, or ony other in hys name, or in thairis, as the lach wyll, al fraude and gyle awayput, outakyn avcht seruys and custome of the sayde landis : Alsua, yt is accordyt betwene the partyis forsayde, in case gyf the sayde Erill, or hys hayris, throw rycht of the saydis William and Issabel be cause of the sayde Issabel, or of thair hayris, may recouer ony landes or rentis in tyme to cum within the pluchlande of Maegylcris, or of al the landis that war qwhylyme Macolme Murchowsonis, or gyf the saydis William or Issabel, or thair hayris, may recouer ony landis off the forsayde pluchlande, or of ony landis that war qwhylyme Macolme Murchowsonis, tha sayde landis sal ewynly be departyt be the sycht of gud men, betwene the sayde Erill and hys hayris, and the saydis William and Issabel and thair hayris, doande the saydis William and Issabel and thair hayris, the avcht customyt seruys of half tha landis til thair ourlorde, outakyn, the saidis William and Issabel and thair hayris, the landis of the Tarbart, Glendouglas, with the Yle of the Tarbart, with thair apportenance, lyande within the pluchlande beforsayde, the qwhylyk the saydis William and Issabel ar now in sesyng off, and to the payment of the fermys in maner beforwrytyn, fermly and sekryly to do and to pay, the sayde Erill oblysis hym hys landis and his guddis to the saydis William and Issabel, and to the langar lyffande of thaim, and to thair hayris and to thair assignes, to be distreynzet, led away and saulde, qwhyly thai be fullily asythytt of scathes, costages or trawales, gyf thai sustene ony, as of the princepale fermys vnpayit at the termys and place beforsayde, and the saydis William and Issabel and thair hayris, the sayde landis of the

Tarbart and Glendowglas, with the Yle of the Tarbart, with the apportenance to the forsayde Erill, in all poyntis as is befor wrytyn, as malar beforsayde, for the terme of hys lyff, agayne al dedlyke sal warande and defend als ferr as law wyll. And al the qwhylke thyngis befor wrytyn, lely and trewly, in maner befor wrytyn, to kepe and to halde, but fraude or gyle, al the partys beforsayde, ar firmly and trewly oblyst, and to thir endentoirys enterchangeably thair selys, to gyddre with the selys of a nobil lorde and a mychty, Schir Robert Erill off Fyff and of Menteth, wardane of Scotlande, and of Sir Patricke the Grahame, lorde of Kyncardyn, are to set, the day, the yher, and the place befor wrytyn.

Four seals have been originally appended. Two only remain. One bears a lion's head erased within a bordure engrailed. The other seal bears gyrony of eight pieces, with a label of three points in chief. The legends of both seals are defaced.

35. OBLIGATION by WILLIAM of the SPENS, burgess of Perth, and ISABEL his spouse to DUNCAN EARL OF LENNOX.—25th July 1392.

Be yt made aknawyn til al that thir lettrez herys and seys, that I, William of the Spens, burges of Perth, and I, Issabell hys spouse, wyth ane assent and consent, nouthre throw dowte na forse led, na throw errorr selyddyn, bot of owr cler and fre wyll, tyl be fermly and sekyrly oblyst tyl a nobyl man and a mychty, Schir Duncane Erill off the Leuenax, for ws and our hayris, that nouthre I, forsayde William, na I, Issabel, his spouse, na nane of our hayris, sal make anyng na maner of composycioun with na dedlyke persoun for na mede, nouthre lande na gude, in porcioun na in pert of the landes of the pluchlande of Macgylerist, na of the landes of qwhylome Macolme Murthowson, as yt is contenyt in our endentourys between the forsayde Erill and ws made nocht but the wyl and the lewe of the forsayde Eryll or of hys hayris, and the

settyng of al our landes of the Tarbart, Glendowglas, and the Yle of the Tarbart, and the appertenance, for sex marcis of male anerly be zer, as yt is wrytyn in til the endentouris made betwene the forsayde Lorde Erill and ws, I, forsaide William, and I, Issabel, his spouse, and our hayrs, agaynis al dedlyke tyl the forsayde Erill and hys hayris, as yt ys wrytyn in our endentouris befor made, sal warande and defend, outakande the landes settin to the forsayde Lorde Erill for hys lyffe tyme anerly: And to the fulfylling of thir poyntis befor wrytyn, and al othir poyntis contenyt in our forsayde endentouris made betwene the forsayde Lorde Erill and ws, I, forsayde William, and I, Issabel, hys spouse, for ws and owr hayris tyl halde ferme and stable tyl the forsayde Lorde Erill and hys hayris in the maner befor wrytyn, twychande the haly ewangellis, we gaf bodily hathe. In the wytnes of the quhylk thing, I, William, and Issabel hys spouse, to thir present lettres haffis set to our selys, at Striuelyne, the xxv day of the moneth of July, the yher of our Lorde a thousande thre hundreth four scor and twelue; with thir wytnes, Schir Robert Eryl of Pyffe and of Menteth, Schir Patrik the Grahame, Schir Walter of Buchannane, Macolme of Galbrathe, Duncan Cambel, and mony otheris.

36. TRANSMPT (dated 21st January 1460) of a CHARTER by KING ROBERT III. to DUNCAN EARL OF LENNOX of the Earldom of Lennox.—8th November [1392.]

IN Dei Nomine, Amen. Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno ab Incarnacione Domini millesimo quadringentesimo sexagesimo, secundum cursum et computum ecclesie Scoticane, mensis vero Januarii die vicesimo primo, indiccione nona, pontificatus sanctissimi in Christo patris et domini, domini nostri Pii diuina prouidencia pape secundi anno tercio; in mei notarii publici et testium subscriptorum presencia per-

sonaliter constitutus nobilis et potens dominus, dominus Johannes Dominus de Dernle, miles, quandam cartam illustrissimi domini nostri Regis Roberti in pergamine scriptam, sanam et integram, non rasam, non cancellatam, non viciatam, nec abolitam, sed omni prorsus vicio et suspicione carentem, ut michi notario publico prima facie apparuit, sigillo ipsius domini nostri Regis in cera alba pendente sigillatam, michi notario publico tradidit perlegendam, copiamdam, et in formam publicam redigendam : cuius tenor sequitur de verbo in verbum, et est talis :

ROBERTUS Dei gracia Rex Scotorum, omnibus probis hominibus tocius terre sue, clericis et laicis, salutem : Sciatis nos dedisse, concessisse et hac presenti carta nostra confirmasse dilecto et fideli nostro, Duncano Comiti de Levynax, totum comitatum de Levynax et dominium eiusdem, cum pertinenciis ; Qui quidem comitatus cum dominio eiusdem fuit dicti comitis, et quem idem comes, non vi aut metu ductus, nec errore lapsus, sed mera et spontanea voluntate sua nobis per fustum et baculum in presenciam plurium regni nostri procerum sursum reddidit, pureque et simpliciter resignavit, ac totum jus et clameum que in eodem comitatu cum dominio et pertinenciis eiusdem habuit, vel habere potuit, pro se et heredibus suis omnino quietum clamavit imperpetuum : Tenendum et habendum dictum comitatum et dominium eiusdem, cum tenentibus et tenandiis, ecclesiarum aduocationibus, ac iustis pertinenciis suis quibuscunque dicto Duncano et heredibus suis masculis, de corpore suo legitime procreatis seu procreandis ; quibus forte deficientibus, Murdaco Senescalli consanguineo nostro karissimo et Isobelle filie dicti comitis, et eorum diucius viuenti, ac heredibus inter ipsos legitime procreandis ; quibus forte deficientibus, veris legitimis ac propinquioribus heredibus dicti Duncani quibuscunque, de nobis et heredibus nostris in feodo et hereditate imperpetuum ; per omnes rectas metas et diuisas suas, cum omnibus et singulis libertatibus, commoditatibus, aisiamentis et iustis pertinenciis quibuscunque, ad dictum comitatum cum dominio et pertinenciis eiusdem spectantibus, seu quoquo modo iuste spectare valentibus in futurum, adeo libere et quiete, plenarie, integre et honorifice, bene et in pace, in omnibus et per omnia, sicut dictus Duncanus dictum comitatum et dominium eiusdem cum pertinenciis de nobis ante huiusmodi resignationem suam inde factam liberius tenuit seu possedit, per seruicia inde debita et consueta. In cuius rei testimonium presenti carte nostre nostrum precepimus

aponi sigillum : Testibus venerabilibus in Christo patribus, Valtero et Matheo Sanctiandree et Glasguensis ecclesiarum episcopis, Roberto de Fyfe et de Meuteth, fratre nostro karissimo, Archibaldo de Douglas domino Galwidie, consanguineo nostro dilecto, comitibus, Jacobo de Douglas domino de Dalketh, Thoma de Erskyne, consanguineis nostris dilectis, militibus, et Alexandro de Cokburne de Langtone, custode magni sigilli nostri : Apud Dunfremlyue, octano die Nouembris anno regni nostri tercio.

SUPER QUIBUS omnibus et singulis sic premissis, peciit prefatus Dominus de Dernle per me notarium publicum sibi fieri publicum et publica instrumentum et instrumenta. Acta fuerunt hec apud Vuer Lowdone, anno, mense, die, indicione et pontificatu quibus supra; presentibus ibidem, dominis Johanne Campbele, domino de Lowdonehyl, et Johanne de Dunbar, militibus, Georgeo Maxwell de Carnsalaw, Willelmo Setone fratre comitis de Hyntlee, David Maxwell, Adam Maxwell, Johanne Campbele, Jacobo Logane, Murdaco Nesbet, et Alexandro Campbele, scutiferis, et domino Johanne Setone, capellano, cum multis aliis testibus ad premissa vocatis pariter et rogatis.

Et ego Stephanus de Heslyhope, presbyter Glasguensis dyocesis, publicus auctoritate imperiali notarius, premissis omnibus et singulis dum sic, ut premititur, dicerentur, agerentur, et fierent, vnacum prenominationis testibus presens interfui; eaque sic vidi fieri et audiui, ac predictam cartam superius scriptam sub presenti transumpto siue publico instrumento fideliter ac de verbo in verbum copiaui, et in hanc publicam formam redegei et publicaui, nil addens, mutans aut minuens quod sensum poterit mutare quouismodo aut variare; signoque et nomine meis solitis et consuetis subscribendo signaui, rogatus et requisitus in fidem et testimonium omnium et singulorum premissorum.

37. CHARTER by MALCOLM, son of Bernard of Herth, to GILES, the son of the deceased Donald, son of Giles, of the lands of Ballebrochyr and Lechad.—[*Circa* 1390-1400.]

OMNIBUS hanc cartam visuris uel auditoris, Malcolmus, filius Bernardi de Herth, salutem in Domino: Noueritis me dedisse, concessisse et hac presenti carta mea confirmasse Gylleseo, filio quondam Donaldi filii Gylls, dimidietatem quarterie terre que vocatur Ballebrochyr, cum pertinenciis, in tenemento de Cailsy cum dimidietate terre que vocatur Lechad, in comitatu de Leuenax, pro sustentacione mea, et Anote Sprolle sponse mee, tempore vite nostre: Tenendas et habendas predicto Gillisio et heredibus suis et suis assignatis, de me et heredibus meis, in feodo et hereditate, per omnes rectas metas et diuisas suas, adeo libere, quiete, plenarie, integre et honorifice, et cum omnibus libertatibus, comoditatibus et aysiamenis et iustis pertinenciis, in omnibus et per omnia, tam non nominatis quam nominatis, ad dictas terras spectantibus, seu in futurum spectare valentibus quoquomodo: Reddendo michi et heredibus [meis] dictus Gillisius et heredes sui viginti denarios argenti annuatim, per equales porciones ad festa Pentecostes et Sancti Martini in yeme, nomine albe firme: Ego vero Malcolmus predictus, et heredes mei, predicto Gillisio et heredibus suis et suis assignatis predictas terras de Ballebrochyr et Lechad, in omnibus, vt predictum est, contra omnes homines et feminas warandizabimus, acquietabimus et in perpetuum defendemus: In cuius rei testimonium presenti carte mee sigillum meum est appensum; liis testibus, domino Roberto ¹s milite, Wilelmo de Galbrath, Alano Brysban, Finlaio de Camsey, Waltero Gifford, et multis aliis.

¹ Original torn here.

38. RESIGNATION by GILES, son of Donald, of Ballebrochyr and Lechad, in favour of ALICE OF ERTH, lady of Cragbernard.—13th February 1400.

NOBILISSIME ac venerandissime mulieri, Alicie de Erth, domine de Cragbernard, Gelisius filius Donaldi reuerentiam et honorem : Sciatis quod ego, non vi aut metu ductus, nec errore lapsus, sed mera et spontanea voluntate mea, pro me et heredibus meis, in manus vestras sursum reddo, pureque simpliciter et absolute per fustum et baculum resigno, et per presentes literas meas imperpetuum quietas clamo dimidietatem quarterie terre mee que vocatur Ballebrochyr, cum pertinenciis, in tenemento de Campsy ; cum dimidietate terre mee que vocatur Lechad, cum pertinenciis, in comitatu de Levynnax, quas de vobis teneo in capite in feodo et hereditate : Tenendas et habendas vobis et heredibus successoribus et assignatis vestris adeo libere et quiete, in omnibus et per omnia, sicut ego uel aliquis predecessorum meorum easdem terras cum pertinenciis de vobis et predecessoribus vestris vnquam tenuimus seu de iure tenere debuimus, uel quomodolibet possidere ; ita quod vos et heredes successores et assignati vestri de prefatis terris cum pertinenciis ad libitum disponere valeatis, absque aliquo clameo uel impedimento quod ego uel heredes mei, successores aut assignati in predictis terris in toto uel in parte imponere, seu ius, rectum uel clameum vindicare quocunque iuris titulo valeamus. In cuius rei testimonium sigillum meum et sigillum Johannis filii et heredis mei presentibus sunt appensa : Et ad maiorem euidentiam sigillum reuerendi viri, domini Donaldi decani Dunblanensis, eisdem literis ego et dictus filius et heres meus procurauimus apponendum : Apud Mukdoc, die terciadecima mensis Februarii, anno Domini millesimo quadingentesimo, presentibus dicto domino decano, necnon domino Thoma capellano ecclesie parochialis de Campsy, domino Patricio Turnebul, Willelmo de Dunlop, Alexandro de Grahame, et multis aliis.

39. CHARTER by ALICE OF EARTH, lady of Cragbernard, to SIR WILLIAM OF GRAHAME, lord of Kyncardyn, of the lands of Ballebrochyr and Lechad.
—13th February 1400.

OMNIBUS hanc cartam visuris uel audituris, Alicia de Erth, domina de Cragbernard, eternam in Domino salutem : Sciatis me cum consensu et assensu carissimi coniugis mei, Gilberti de Buchanane, dedisse, concessisse, et hac presenti carta mea imperpetuum confirmasse magnifico et potenti viro, domino Willelmo de Grahame, militi, domino de Kyncardyn in Stratherne, dimidietatem quarterie terre mee que vocatur Ballebrochyr cum pertinentiis in tenemento de Campsy, cum dimidietate terre mee que vocatur Lechad cum pertinentiis in comitatu de Levynnax, quas quidem terras cum pertinentiis Gelisius filius Donaldi de me tenuit in capite in feodo et hereditate, quas vero ipse, non vi aut metu ductus, nec errore lapsus, sed mera et spontanea voluntate sua, michi apud Mwedoc die Dominica terciadecima die mensis Februarii anno Domini millesimo quadringentesimo, per literas suas patentes sigillo suo et sigillo Johannis, filii et heredis sui, ac sigillo reuerendi viri, domini Donaldi, decani Dunblanensis, sigillatas, in presentia eiusdem domini Donaldi necnon domini Thome tunc temporis capellani ecclesie parochialis de Campsy, domini Patricii Turnebul, Willelmi de Dunlop et Alexandri de Grahame ac multorum aliorum, per fustum et baculum sursum reddidit, pureque et simpliciter resignauit, ac vna cum omni iure et recto iurisque et recti clameo que dictus Gelisius aut aliquis predecessorum suorum in dictis terris vnquam habuit seu habere debuit, pro se et heredibus suis imperpetuum quietas clamauit : Tenendas et habendas omnes et singulas prenominate terras cum pertinentiis dicto domino Willelmo et heredibus suis ac suis assignatis, de me et heredibus meis, in feodo et hereditate imperpetuum, adeo libere, quiete, bene, pacifice et honorifice, in omnibus et per omnia, sicut dictus Gelisius aut aliquis prede-

cessorum suorum easdem terras cum pertinentiis vnquam liberius, quietius melius, pacificentius et honorificentius, de me aut de aliquo predecessorum meorum, tenuit seu possedit, aut de iure tenere debuit uel quomodolibet possidere, per omnes rectas metas et diuisas suas antiquas et nouas, cum omnibus et singulis libertatibus, commoditatibus et aisiamentis, ceterisque pertinentiis, ad dictas terras spectantibus et spectare iuste valentibus quomodolibet in futurum: Reddendo inde annuatim michi et heredibus meis, dictus dominus Willelmus et heredes sui ac sui assignati, viginti denarios argenti ad festa Pentecostes et Sancti Martini in hieme per porciones equales, nomine albe firme, si petantur tantum, pro omnibus aliis secularibus seruiciis, exactionibus et demandis, que de omnibus et singulis prescriptis terris per quemcunque exigi poterunt uel requiri quomodolibet in futurum. Ego vero Alicia prenominata et heredes mei, omnes et singulas predictas terras cum pertinentiis, prefato domino Willelmo et heredibus suis ac suis assignatis, contra omnes homines et feminas, in omnibus et per omnia, ut prescripta sunt, warantisabimus acquietabimus et imperpetuum defendemus. In cuius rei testimonium sigillum meum presenti carte mee est appensum, et pro maiori testimonio sigillum dicti coniugis mei, eidem carte mee in signum consensus et assensus eiusdem coniugis, ad prescripta, ego procuraui apponi, vna cum sigillo supradicti domini Donaldi decani Dunblanensis. Apud Mwedoc die et anno superius annotatis; testibus ipso domino Donaldo, necnon domino Thoma capellano parochialis ecclesie de Campsy, domino Patricio Turnebn, Willelmo de Dunlop, Alexandro de Grahame suprascriptis, et multis aliis.

40. CHARTER by ROBERT OF MENTETHE of Rusky to MARGARET, daughter of Duncan Earl of Lennox, of the liferent of Ardewnane, etc.—29th March 1403.

OMNIBUS hanc cartam visuris vel audituris, Robertus de Mentethe, dominus de Rusky, eternam in Domino salutem : Nouerit vniversitas vestra me dedisse, concessisse et hac presenti carta mea confirmasse carissime et dilectissime mee Margarete filie reuerendi domini, domini Duncani comitis de Leuenax, nomine dotis, pro toto tempore vite sue, totas terras meas de Ardewnane, de Strath-achi, et de Ardmernak, cum omnibus libertatibus, comoditatibus, aysiamentis et emolumentis quibuscunque, prout in indenturis meis inde dicte Margarete confectis plene proportatur : Tenendas et habendas totas dictas terras meas cum pertinenciis dicte Margarete, pro toto tempore vite sue, dotis nomine, ut prescriptum est, adeo libere et quiete, in omnibus et per omnia, sicut ego dictus Robertus dictas terras habeo vel possideo, et sicut aliquę terre alicui mulieri dotis nomine infra regnum Scocie liberius et quiecius dari possunt vel concedi. In cuius rei testimonium sigillum meum presenti cartę mee est appensum, apud Inchemoryne, vicesimo nono die mensis Marcii, anno Gracie millesimo quadringentesimo tercio ; hiis testibus, Dugallo Ochonnyng, Waltero de Mentethe, dominis Roberto Lang, Johanne de Rosnethe, et Andrea de Rosnethe, capellanis, cum multis aliis.

Seal appended—A bend chequé between six cross crosslets fitché. Legend—
“S. Roberti de Menteth.”

41. INDENTURE between SIR DUNCAN EARL OF LENNOX and SIR WILLIAM CONYNGHAME, Lord of Kilmawris, and others.—18th October 1405.

THIS Indenturis made at the Ballach, the xviii day of the monthe of October, the zeir of grace mⁱ cccc^{mo} and the fyfft, contenis and beris witnas that it

is acordit betweine Schir Duncane Erle of the Levinax on the ta part, and Schir William of Conynghame Lord of Kilmawris, and Schir Robart of Maxwell, Lorde of Caldorwod, with the consent and the assent of Margret and Elisabeth, thair spousis, the dochtris of qwhilom Schir Robart of Danielstoun, on the tothir part, in maner as folowis: that is for to wit, that the forsaid Erle sal charter and conferme the forsaidis Schir William and Schir Robart and thair forsaidis spousis, and thair airs cvmand betweyn thaime, of the landis of Achincloch, with thair apportenansis that qwhilom warr Jone of Achinclochis in lachful furme efftir the condiscioun made betwein the said partis: also it is acordit that the forsaidis Schir William and Schir Robart, with the consent and the assent of thair forsaid spousis, has sett and to ferme latyn to the forsaid Erle, for al the terme of the said Erlis lyffe, al thair landis of Errachymor, of Inhecallach, of Achawle, and of Inchefad, with thair apportenansis, and al vther proffittis langand to the said landis and Ilis, or may lang in tyme to cvm, for the said Erlis lyf tyme, witht al other Ilis langand to the forsaid Schir William and Schir Robart and to thair spousis forsaidis, beand within Lochlomond, in the tyme of the making of thir indenturis, for twelf penys of syluyr, yheir be yheir, to be payd as male at twa termys of the yheir, be evynly porcionis, that is to say, Witsonday and Martimes in winter, to the forsaidis Schir William and Schir Robart, or till thair spousis, or thair airs or assigneiris, gyff it beis askyt, at the Kirke of Inhecallach; with the gyffing and the patronage of the said Kirk of Inhecallach, also often as it happyns to be vacand within the said Erlis lyffetyme, and to be gyffin to his lyking: also it is acordit betwein the said partis at the forsaid Erle sal novthir gyf, na selle, na analy of the woddis of the forsaidis Ilis, but leyfe and assent of thaim that the wod aw, bot til the said Erlis awyn propir oyse in conabil maner; and the forsaidis Schir William and Schir Robart sal have thair awyn woddis to thair awyn propir oyse at thair awin lyking: in lyke maner

also, the forsaidis Schir William and Schir Robart, with the assent and the consent of thair fornemit spousis, has releschit, remittyt and forgiffin for thaim and thair airis to the forsaid Erle and til his ayris al wards, mariagis, and relevis that qwhilome Walter Awlasoun, the forsaid Erlis fader, was oblist and halden til Schir Robert of Danielstoun and til his airis, exectouris and assigneiris, be lettres and selis, also weil paid as vnpaid; also it is acordit among the said partis at the forsaid Schir William and Schir Robart sal ger thair wyffis be oblist and sworn to the fulfilling and sikirnase of al thir forsaid conandis for thaim and thair airis be thair lettreis and thair selis and thair bodily athe, qwhil the saide Erle be sykir of the forsaidis landis and Ilis as is befor writin, for his lyfe tyme: also it is acordit among the said partis at the said setting and maling sal noothir byn the said Schir William na Schir Robart na thair wyffis, na tyl thayr airis in hurting na in preiudise bot as amalar, thir forsaid Indenturis beande of na valow efftir the disese of the forsaide Erle. And to the mar sykyrte and fulfilling of al thir pointis and articulis in thir Indenturis contenit, the forsaid partis twochit the haly ewangelis, gaif bodily athe to halde ferme and stabil, but fraude and gyle, doute and myrknas: and to the mare witnass enterchangabilly the forsaidis partes has set to thair selis, the yheir day and plase befor said, with thir witnase Vmfray of Cvlqwone, lord of Lusse, Duncane Cambale, lord of Gavneane, Givvon of Galbrath, Robart of Colqwhone, Jone of Houburn, and mony vtheris.

42. INSTRUMENT by DUNCAN EARL OF LENNOX as to the fulfilment by John of Culqhwone, lord of Luss, of his engagement to marry Margaret, the Earl's daughter.—23d April 1411.

IN Dei nomine, Amen. Per presens publicum instrumentum cunctis pateat euidenter quod anno eiusdem millesimo quadringentesimo vndecimo, indic-

cione quarta, mensis Aprilis die vicesima tertia, pontificatus sanctissimi in Christo patris et domini nostri, domini Benedicti diuina prouidencia pape terciidecimi anno decimo septimo; in mei notarii publici et testium subscrip-torum presencia personaliter constitutus nobilis et potens dominus, dominus Duncanus comes de Leuenax, allocutus est Johannem de Culqhwoe dominum de Luss super quibusdam obligacionibus, promissionibus et certis conuenci-onibus inter ipsum dominum comitem et eundem Johannem [per] ipsius Johannis litteras obligatorias patentes sigillatas sigillo juramentoque suo validatas, conuentis, initis et contractis in hunc modum; videlicet, ut idem dominus comes, inter cetera, uoluit et asseruit quod prefatus Johannes ipsi domino comiti obligatus forma quod si extiterat quod Margaretam filiam dicti domini comitis legitimam duceret in vxorem infra terminum duorum annorum, prout in ipsis obligatoriis inde confectis plenius continetur, si idem dominus comes prefatum Johannem de maritagio suo liberum faceret, secundum rationis seu legis formam, infra duorum annorum terminum supradictum, quod idem dominus comes facere se offerebat secundum formam legis prenotatam, per securitatem obligacionum seu bonorum et sufficientium plegiorum: quas litteras obligatorias cum effectu idem dominus comes petebat in sua forma vigore pariter et effectu sibi ab eodem Johanne in omnibus obseruari: quodque ipse dominus comes, obligaciones, promissiones et conuenciones huiusmodi taliter initas, contractas et conuentas in quantum in se esse potuisset in forma et effectu, eidem Johanni obseruaret et perimpleret, sine dilacione, in omnibus punctis articulis et circumstanciis, prout in eisdem litteris obligatoriis plenius et efficacius continetur: et quod ipse dominus comes ipsum Johannem de Culqhwoe ita firmum tutum faceret et securum, ipsumque Johannem warantizaret, sicut melius et efficacius in prefatis litteris obligatoriis eidem Johanni obli-gatur contra omnes mortales, secundum juris formam: Et si contigerit quod aliqui conarentur seu vellent vexare uel perturbare prefatum Johannem

de Culqhwoone in aliquibus punctis in dictis litteris contentis contra juris formam, idem dominus comes offerebat facere in defensione huiusmodi vexacionis uel perturbationis sicut faceret in causa suam propriam personam tangente [in aliq]uo modo quo commode iuxta formam promisse : Super quibus omnibus et singulis premissis idem dominus comes peciit a me notario publico infrascripto sibi conficere publicum instrumentum. Acta fuerunt hec iuxta cimiterium parochialis ecclesie Sancti Patricii Glasguensis diocesis, anno, die, mense, indiccione et pontificatu quibus supra; presentibus nobilibus viris, Johanne Senescalpo domino de Dernley, dominis Johanne de Hamyltone, domino de Bardwe, Alexandro de Logane, domino de Catconwell, militibus, Hugone de Aldystone et domino Roberto Lang, rectore de Innyschallach, Glasguensis diocesis, et aliis testibus ad premissa vocatis specialiter et rogatis.

Et me Celestino Macgillemichael clerico Ergadiensis diocesis publico impartiali auctoritate notario in sacris ordinibus constituto [*etc. in forma communi.*]

43. NOTARIAL INSTRUMENT, containing a bond of manrent, dated 5th April 1406, by ARTHUR of Ardencale, to DUNCAN EARL OF LENNOX.—
23d September 1415.

IN Dei nomine, Amen. Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno a Natiuitate eiusdem millesimo quadragintesimo decimoquinto, vicesimo tercio die mensis Septembris, indiccione octaua, pontificatus sanctissimi in Christo patris ac domini nostri, domini Benedicti diuina providencia pape terciidecimi anno vicesimo primo; in mei notarii publici et testium subscriptorum presencia potens ac magnificus dominus, dominus Duncanus de Lewynaxe comes eiusdem, quamdam literam obligatoriam sigillatam in manu sua ferens, personaliter constitutus, quam michi presentauit

ac legere cum instancia mandavit : cuiusquidem litere tenor sequitur, et est talis :—

“ Be it kenyt til al men be thir letteris, me Arthore of Ardenagappil, the son and the aire of Morice of Ardenagappil fermly, lelely and faithably to be oblist til my nobil lord and michti, schir Duncane Erle of the Lewynaxe, that I sal be lele and trew til my said lord in vorde, cunseil and deid for al the tyme of my life, and lelely and trewly, eftir my cunningyng, serue my said lord and be til him at his biddyng and calling, mak homage and seruice, and of speciale duelling and retenewe, witht al my micht and pouer in cunsale, red, supponele and help agaynis al dedlik, the kyngis allegiance anerly outtane, for his confirmacion of the landis of Darleith til me made and giffin, and for foure mark of fee that my said lord has grantit me zeire be zeire for al the terme of the said Morice my faderis life, and for thre mark til my selfe zeire be zeire for al my lifetyme fra my said faderis dessess : And to the mare sikernes and the fulfilling of al thir poyntis but fraude or gile, as is befor virtyne, I, said Arthore, the hali evangell touchsit, gafe bodily atht. In vitnes of the quhilk thing, for I said Arthore had na sele of myne awne, the sele of ane nobil mane and a michti, Wmfray of Culqwone lord of Luse, witht instance I hafe procurit to be toset to thir presentis letteris, at Inchmoryne, the v day of Aueryl, the zeire of oure Lord m^e cccc^e and vj^e”

Post cuius quidem littere lecturam dictus dominus de Lewynaxe predictas literas in instrumento publicè a me notario subscripto cum instancia peciit copiari : in quo quidem sigillo sculptum fuerat quoddam scutum, et in medio scuti sculptum fuit ad modum et similitudinem crucis, et in summitate scuti sculptum fuit ad similitudines galie, et ei superannexum ad modum cuiusdam capitis cervi, et in dicti sigilli circumferencia scribebatur “Vmfridus de Culqwone.”

Acta fuerunt hec in insula de Inchmoryne, anno, die, mense, indictione et pontificatu predictis ; presentibus nobilibus viris et discretis, Jacobo Senescalco, armigero, Angucio de Lewynaxe filio dicti comitis, clerico, Donaldo clerico eiusdem comitis, et Gilberto de Banory, capellano, cum multis aliis testibus ad premissa vocatis et specialiter rogatis.

Et ego Valterus de Modirwale, clericus Glasguensis diocesis, publicus imperiali auctoritate notarius, premissis omnibus [*etc. in forma communi*].

44. CHARTER by KING JAMES I. to JOHN STEWART of Dernele, Knight, of the lands of Torboltoun.—17th July [1428].

JACOBUS Dei gracia Rex Scotorum ac Senescallus Scocie, omnibus probis hominibus tocius terre sue, clericis et laicis, salutem: Sciatis nos dedisse, concessisse et hac presenti carta nostra confirmasse dilecto consanguineo nostro, Johanni Stewart de Dernele, militi, omnes et singulas terras de Torboltoun cum pertinenciis, iacentes in baronia de Kyle Senescalli infra vicecomitatum de Are: Que quidem terre cum pertinenciis fuerunt dicti Johannis consanguinei nostri hereditarie, et quas idem Johannes, non vi aut metu ductus, nec errore lapsus, sed mera et spontanea voluntate sua in manus nostras per fustem et baculum apud Perth, coram testibus subscriptis personaliter sursum reddidit, pureque simpliciter resignavit, ac totum ius et clameum que in dictis terris cum pertinenciis habuit, seu habere potuit, pro se et heredibus suis omnino quittum clamavit imperpetuum: Tenendas et habendas omnes et singulas prefatas terras, cum tenandiis subscriptis, videlicet, Rath, Neutirtane, Previk, Clune, Coliam, Carngulane, Welchtown Litel et Welchtown Mekil, Parco de Torboltoun, Smethistoun, Skeok et le Vuirtown, cum pertinenciis, predicto Johanni et heredibus suis masculis de corpore suo legitime procreatis seu procreandis; quibus forte deficientibus, veris legitimis et propinquioribus heredibus masculis dicti Johannis quibuscunque, de Senescallo Scocie qui pro tempore fuerit, in vnam integram et liberam baroniam vulgariter nuncupandam Torboltoun, in feodo et hereditate imperpetuum, per omnes rectas metas suas antiquas et diuisas, in boscis, planis, moris, marresiis, viis, semitis, aquis, stagnis, pratis, pascuis et pasturis, molendinis, multuris et eorum sequelis, aucupacionibus, venacionibus, et piscacionibus, cum curiis, eschaetis et curiarum exitibus, cum fabrilibus et bracinis, cum bludewitis et merchetis mulierum, et cum waith, cum furca et fossa, sok, sak, thol, theme,

infangande theif et outfangande theif, cum dictis tenandiis et liberetenencium seruiiciis, cum aduocacionibus et iure patronatus ecclesiarum, cum lapide et calce, petariis, turbariis et carbonariis, brueriis et genestis, ac cum omnibus aliis et singulis libertatibus, commoditatibus et aisiamenis ac iustis pertinentenciis quibuscunque, tam non nominatis quam nominatis, tam sub terra quam supra terram, procul et prope ad prefatas terras predictæ baronie de Torboltoun cum pertinentenciis spectantibus, seu quoquo modo spectare valentibus in futurum; adeo libere et quiete, plenarie, integre et honorifice, bene et in pace, in omnibus et per omnia sicut dictus Johannes aut predecessores sui pre-nominatas terras cum pertinentenciis de nobis aut predecessoribus nostris Senescallis Scocie ante dictam resignacionem nobis inde factam liberius tenuit seu possedit tenuerunt aut possederunt: Faciendo inde annuatim dictus Johannes et heredes sui masculi de corpore suo legitime procreati seu procreandi; quibus forte deficientibus, veri legitimi et propinquiore heredes masculi dicti Johannis quicumque nobis et successoribus nostris vnā sectam curie in curia nostra vicecomitis de Are, in placito capitali post festum beati Michaelis archangeli, et Senescallo Scocie qui pro tempore fuerit wardas, releuia et maritagia cum contigerint. In cuius rei testimonium presenti cartæ nostre magnum sigillum nostrum apponi precepimus; testibus, reuerendo in Christo patre, Johanne Episcopo Glasguensi, cancellario nostro Scocie, Magistro Willelmo de Foulis, custode priuati sigilli nostri, Johanne Forstare de Corstorfyne, camerario, Waltero de Ogilby, thesaurario Scocie, Patricio de Ogilby, iusticiario ex parte boreali aque de Forth, militibus, Jacobo de Dundas et Willelmo Stewart, scutiferis: Apud Perth, decimo septimo die mensis Julij, anno regni nostri vicesimo tercio.

45. CHARTER by AGNES DE CAMERA of Berwardistoun, in favour of DAVID OF BARRY, her son, of the half of the lands of Southbarr, in the barony of Renfrew.—16th September 1432.

OMNIBUS hanc cartam visuris vel audituris, Agnes de Camera de Berwardistoun, salutem in Domino sempiternam : Sciatis me, cum pleno et libero consensu et assensu Willelmi de Camera de Fyndovun, mariti mei, dedisse, concessisse, zelo dilectionis naturalis, et hac presenti carta mea confirmasse carissimo filio meo et heredi, David de Barry, totam et integram dimidiam partem meam terrarum de Southbarr cum pertinenciis, jacentem in baronia de Ranfrew infra dominium de Inchschenan : Tenendam et habendam totam dimidiam partem predictam cum pertinenciis prefato David, heredibus suis et assignatis, de domino de Inchschenan et heredibus suis, in feodo et hereditate imperpetuum, per omnes rectas iactas suas, antiquas et diuicias, in moris, marresii, boscis, planis, viis, semitis, aquis, stagnis, pratis, pascuis et pasturis, molendinis, multuris et eorum sequelis, aucupacionibus, venacionibus, piscariis, petariis et turbariis, cum curiis, eschaetis et curiarum exitibus, cum bludwitis, heriellis et mulierum merchetis, ac cum omnibus aliis et singulis libertatibus, comoditatibus et asiamentis, ac iustis pertinenciis quibuscunque, tam non nominatis quam nominatis, tam sub terra quam supra terram, procul et prope, ad dictam dimidiam partem cum pertinenciis spectantibus, seu iuste spectare valentibus quomodolibet in futurum, adeo libere, quiete, plenarie, integre et honorifice, bene et in pace, sicut ego dicta Agnes aut predecessores mei, dictam dimidiam partem terrarum dictarum cum pertinenciis, de domino de Inchschenan aut predecessoribus suis, aliquo tempore retroacto, tenui seu possedi tenuerunt seu possederunt : Reddendo inde annuatim dictus David heredes sui et assignati, domino de Inchschenan et heredibus suis, vnum chapeletum rosarum albarum apud Inchschenan in festo Sancti Johannis Baptiste, nomine albe firme, si

petatur tantum, pro omni alio onere, seruicio seculari, exactione, consuetudine, seu demanda, que de dicta dimidia parte terrarum cum pertinenciis exigi poterunt in futurum quouismodo vel requiri. Et ego vero dicta Agnes et heredes mei, prefatam dimidiam partem terrarum dictarum cum pertinenciis, dicto Dauid heredibus suis et assignatis, in omnibus et per omnia, vt premissum est, contra omnes homines et feminas warrantizabimus, acquietabimus et imperpetuum defendemus. In cuius rei testimonium sigillum meum vnacum sigillo dicti mariti mei presenti carte est appensum, apud Aberdene decimo sexto die mensis Septembris anno Domini millesimo cccc^{mo} [tri]cesimo secundo.

46. LETTER by CHARLES VII., KING OF FRANCE, granting ALAN STUART, Lord of Darnele, time to pay certain debts.—4th August 1437.

CHARLES, par la grace de Dieu Roy de France, à tous les justiciers de nostre royaume, ou à leurs lieutenants, salut : L'umble supplicacion de nostre chier et ame cousin, Alain Stuart, seigneur de Darnele, auons receue, contenant que feu Jehan Stuart, nostre cousin, seigneur dudit Darnele, pere dudit suppliant, pour le fait et occasion de nostre seruice, où il sest et où fait de noz guerres en son viuant grandement employé, esquelles il est à le devie à tems passement en soy exposant contre noz aduersaires pour supporter plusieurs grans despenses et charges que, acause de nostredit seruice, lui a conuenu en son viuant supporter, emprumta en royaume Descosse, et s'oblige enuers plusieurs personnes dudit pais et royaume et dehors plusieurs grans sommes de deniers, desquelles il a laissé grandement chargé nostredit cousin son filz et heritier, auquel a pareillement conuenu pour nostredit seruice, où il sest grandement employé, et fait chacun jour ou fait de nostredites guerres supporter plusieurs grans charges, et faire plusieurs despenses, pour occasion desquelles debtes

desquelles il ne pourroit à present faire satisfaccion ne paiement au sez creanciers dudit royaume et nacion Descosse sans vendre ou engaigier sa terre, et obstans certaines autres grans charges, dont son dit pere le laissa chargé nostredit cousin doute estre par ses diz creanciers empeschie, ou ses biens arrestez, qui seroit en grant retardement de son voyage Descosse, ouquel il va promptement, par deuers nostre treschier et tresame frere et alié, le Roy Descosse, pour aucunes besongnes et affaires qui nous touchent, esquelles l'auous chargée besongner pardeuers nostre dit frere et alié, et en son tresgrant grief, preiudice, et dommaige, se par nous ne lui estoit sur ce pourueu de remede gracieux et conuenable sicomme il nous a fait dire et remonstrer humblement requerant icellui: Pourquoi nous attendu ce que dit est vouleus nostre dit cousin et ses besongnes et affaires estre fauorablement traitez en faueur des grans bons et recommandables seruices par feu nostre cousin son pere, et lui auons faiz ou fait de noz guerres et autrement en plusieurs manieres à nostredit cousin auons octroyé et octroyons de grace especial par ces presentes terme respit et delay desdictes debtes, tant celles de feu nostre cousin son pere que les siennes, paier à quelxconques personnes ses creanciers du royaume et nacion Descosse estans en nostre royaume, quelxquils soient, jusques à vng moys apres son retour dudit royaume Descosse, sans ce que nostredit cousin soit tenu aucune chose paier à ses diz creanciers de la dicte naciou pendent et durant le dit temps terme: si vous mandons, et à chacuns de vous secomme à lui appartendra que nostredit cousin de nostre presente grace et octroy vous faictes et souffrez joir et vser plainement et paisiblement sans le molester ou empeschier en corps ne en biens, en aucune maniere, mais s'aucunes de ses terres ou biens estoient pour ce saisez, arrestez, ou empeschiez juigez les ou faictre tantost et sans delay à plainue deliurance; car ainsi nous plaist il estre fait, et à nostre dit cousin l'auous octroyé et octroyons de grace especial par ces presentes se mestier, non obstant quelxconques obligations ou renonciacions

sur ce faictes et passées par foy et serement, pourueu que des foy et serment desdictes il soit dispensé de son prelat, ou d'autre aiant pouoir, à ce et quelconques lettres subreptices impetrees ou à impetrer à ce contraires. Donne à Gienne, le iiiij^{me} jour d'Aoust, l'an de Grace mil cccc. trente et sept, et de nostre regne le quinziesme, soubz nostre seel ordonné en l'absence du examinateur.

Par le Roy en son conseil.

BUDÉ.

47. INDENTURE between ALEXANDER MONGOMRY, knight, Lord of Ardrossane, and ALAN STEWART, Lord of Dernle, for the marriage of John Stewart, and Margaret Mongomry.—15th May 1438.

THIS Indentur made at Houstoun, the xv day off Maii, the yher off our Lord, m^o cccc^o xxxviii^o, proportis and beris wytnes in maner and forme as eftyr folowys, that is to say; that it is acordyt betwyx twa honorabyll men, Alexander Mongomry, knyght, lord off Ardrossane, on the ta part, and Alan Stewart, Lord off Dernle, on the tothir part, that Jhone Stewart, sone and ayr to the sayd Alan Stewart, Lord of Dernle, God wylland, sall haff to wyff and in mariage tak Margaret off Mongomry, the eldast dochter that is to mary off the forsayd Lord of Ardrossane; and geff it hapynys, as God forbed, the forsayd sone or dochter to dysses, the next son off the forsayd Alan sall mary this forsad Margaret, and falzand off hyr the next dochter off the forsayd Alexander; and sa furth geff it falzes off ane or off ma, quhyll aythyr off thaim has dochteris or sonnys, quhyll the forsayd matrimone be fullyly complet and endyt, as is forspokyn: For the quhilk matrimone trenly to be kept and amcably to be fullyllyt, the forsayd Alexander, Lord off Ardrossane, sall pay or ger pay, he, hys ayris, executoris, or assignes, sex hundreth marcis off vsuale mone off Scotland to the forsayd Alan, hys ayris, executoris, or

assignes, in yheris and termys as eftyr folowys, that is to say, ane hundreth pund off vsuale mone off Scotland, at the fest of Wytsonday next eftyr the dat off this present, and syn at the Mertynmes next eftyrhend folowand, fourty marcis, and at the Wytsonday next thareftyr, fourty marcis; and sa terme in terme, and yher be yher, proporcionaly quhill the forsayd Alan, hys ayris, executoris, or assignes, be fullily asythyrt and content off the forsayd sowm of sex hundreth marcis: Item, geff it hapynis, as God forbed it do, the forsayd matrimone be ony maner off way to falze, the forsayd syluer payit in part or in all, I the forsayd Alan, myn ayris, executoris, or assignes, sall pay or ger pay to the forsayd Alexander, hys ayris, executoris, or assignes, als mykyll as is resawyt or payt off the forsad sowm, at sic lyk days and termys as was the resayt: Item, it is acordyt, at the forsayd Alan sall geff in joyntfeftment fourty marcis worth off land, that is to say, the landis off Dregarn and off Dromley; the forsayd landis remanand with the forsayd Alan quhill the forsayd matrimone be complet and fullily endyt: Item, it is ordanyt and appoyntyt that the forsayd Jhone Stewart, sone to the forsayd Alane, sall be reducyt and brocht hame to Crukistone, and to Ardrossane, to cum and repayr at the wyll off the forsayd lordys: Item, it is acordyt that geff it hapynis, God wylland, the forsayd Alan to recouer the Erldome off the Leuenax in all or in part, be quhatsumeuer maner off way, law, trefy, or com-posicione, the forsayd Alexander sall geff proporcionaly at termys and yheris as is befor wrytyn, als mikyll as the ald astent is in propirte in a yher, for outyn frawd, or gyle, or ony cauillacion: And the forsayd Alane thir landys recouerit, sall geff in joyntfeftment to the forsayd Jhon and Margaret, or to ony off tha partys the quhilk God fortunys to cum togeder be matrimone, ane hundreth marcis in connabyll place, countand the fourty marcis off Dregarn and Dromley in this hundreth marcis, sa that the hale, geff the recouere off the Leuenax hapynis, off joyntfeftment sall be ane hundreth marcis, as is befor

wryttin : the forsayd Alan joysand the forsayd land quhyll the matrimone be complet : Item, it is acordyt that the forsayd Alexander sall find his dochter for fyff yher with the repayr off hyr husband and hys famil, that is to say, sex hors the forsayd sone and dochter remanand with thair forsayd faderis quhill the matrimone be complet : Item, it is acordyt, because off mar hartfull continuacion off frendchyp, that aythyr off thaim sall be wyth othyr in assis-tans, all caus, help and suple, lachfull and honest : Item, it is accordyt that als sone as the forsayd sone and dochter is off lachfull eld that [thai] may be maryd off the comone law, thai sall be maryt, God wylland, for outyn ony frawd or gyle, or ony cauillacion : And at all thir condiciownis befor wrytyn, lely and treuly to be kepyt in all m[aner], forme and effet as is befor wrytyn, aythyr has geffyn othyr thair bodyly ath apoun the mes buk, the haly ewangelys twychyt ; and to the mar wytnes enterchangeably thai haff set to thair selys, day, yher and place as is befor wrytyn ; the sele off the forsayd Alexander remanand with the part off the Indentur that sall remayn with the sayd Alane Stewart, and the sele off the forsayd Alane remanand with the part off the Indentur that sall remayne with the sayd Alexander ; thar beand wytnes and present in the tym of this contrac, that is to say, Jhone Sympyll, lord off Elyotstone, Schyr Robert Sympyll, knycht, schyr raff off Renfrew, Jhone of Colquhon, lord off Lus, Wilzam off Cunyngham, lard off Glen-garnac, Patryk off Houston, lord of that Ilk, Jhone of Lindsay, lard off Dunrod, Thom off Park off that Ylk, Jhone Locart off the Bar, and Jhon Sympyll off Fowlwod, with othyr mony.

48. CHARTER by JAMES OF CRECHTOUN, Lord of Frendrach, knight, to JOHN OF SCHAW, of the lands of Henristoune, in excambion for Dryfholme, etc.—
26th March 1446.

OMNIBUS hanc cartam visuris vel auditoris, Jacobus de Crechtoun, dominus de Frendrach, miles, salutem in Domino seppiternam: Noueritis me, cum consensu et assensu carissime sponse mee Jonete, dedisse, concessisse et hac presenti carta mea confirmasse dilecto meo et speciali Johanni de Schaw, filio et apparenti heredi Johannis de Schaw de Haly, omnes et singulas terras meas de Henristoune cum pertinenciis, jacentes infra vicecomitatum et baroniam de Ranfreu, in vero et puro excambio pro terris suis de Dryfholme, de le Bekhouse, et de Langholme, cum pertinenciis, jacentibus in dominio de Anandirdale infra vicecomitatum de Drumfres; et quas quidem terras cum pertinenciis dictus Johannes tenuit in capite de carissimo progenitore meo, Vilelmo domino de Crechtoune: Tenendas et habendas omnes et singulas prenominate terras de Henristoune, cum pertinenciis, predicto Johanni de Schaw et heredibus masculis de corpore suo legitime procreandis; quibus forte deficientibus, Roberto de Schaw fratri germano dicti Johannis et heredibus masculis de corpore suo legitime procreandis; quibus forte deficientibus, Jacobo de Schaw fratri germano dictorum Johannis et Roberti et heredibus masculis de corpore suo legitime procreandis; quibus omnibus, quod absit, deficientibus, veris legitimis et propinquioribus heredibus dicti Johannis de Schaw quibuscunque, de me et heredibus meis in feodo et hereditate imperpetuum . . . Reddendo inde annuatim . . . vnum denarium argenti vsualis monete Scocie apud messuagium de Henriston in festo Pentichostes, nomine albe firme, si petatur tantum . . . et decem marcas vsualis monete Scocie nomine annui redditus ad duos anni terminos, videlicet, Penticostes et

Sancti Martini in hyeme per equales porciones . . . In cuius rei testimonium presenti carte mee sigillum meum proprium est appensum, apud Stryueline, vicesimo sexto die mensis Marcii anno Domini millesimo quadringentesimo quadragesimo sexto; hiis testibus, carissimo patre meo, Willelmo domino de Crechtoun, Jacobo Achinleck de eodem, milite, Jacobo Douglas de Ralis-toune, Henrico Forestarii, venerabilibus viris, Magistris Roberto Gardener et Johanne Arous, ecclesiarum cathedralium de Abirdene et de Dunkeld canonicis, dominis eciam Johanne de Athray et Gawano Brady, ecclesiarum parochialium de Strougeth et de Kippane Dunblanensis diocesis vicariis perpetuis, cum multis aliis.

49. OBLIGATION by DAVID OCHONNYNE, Laird of Strathyr, to let his whole lands to PATRICK OF BUCHANNANE, Laird of that Ilk.—22d April 1455.

BE it kennyt till all men be thir present letteris, me Daud Ochonnyne, larde of Strathyr, for to be oblist lelily and trewely, and be the fayth of my body, and be thir my present letteris oblissis me til a worschipfull man Patrik of Buchannane, larde of that Ilke, that I sall nocht sell, na analy, na zet wedset, na landis pertenying to me within the kinrik of Scotlande, bot I sall lat thaim to the said Patrik or til his ayeris befor ony vthirris, but cauil-lacioun, fraud or gyle: And attour, gif it happynis me the said Daud to falze and nocht to fulfyll as is befor writtin, as Gode forbeyde I do, I oblissis me, myn ayeris executouris and myn assignays to be in the soun of ane hundreth pundis of vsuale monaye of the kinrik of Scotlande, as of principale dete to the said Patrik or til his ayeris, or til his successouris: And gif it happynis me to brek and nocht to kepe in all or in parte as is befor writtin, I oblissis me, myn ayeris, executouris and myn assignays, lands, rentis and possessionis quhareuer thai be within the realme of Scotlande, and all

our gudis mouable and vnmouable, quhareuer thai may be fundyne, for to be tane, strenzet, poundyt, and at the will of the forsaid Patrik [or] his ayeris, to be away hade withoutyn licens of ony juge spirituale or temporale, till a full assyth be made to the said Patrik, his ayeris, executouris, or assignes, als wele of the costis, skaithis, expenses, and interest quhilkis he or thai sustenis in the default of the payment of the forsaid hundreth pundis as is befor said; na remede of law, canone na ciuile, in the contrary of this obligacioun to be proponit. In the witnes of the quhilk thing I haf set to my sell, at Strathyr, on the xxii day of the moneth of Apprile the zer of our Lorde m.cccclv zeris.

50. CHARTER by DAVID DUGA[LD] of Quhonyne of Strathyre, to PATRICK OF BUCHANAN of that Ilk, of the lands of Stroyne, etc.—11th November 1457.

OMNIBUS hanc cartam visuris vel audituris David Duga[ldus] de Quhonyne de Strathyre, eternam in Domino salutem: Noueritis me, vtilitate et commodo meis vndique preuisis et pensatis, ac in mea magna et vrgenti necessitate, [dedisse] concessisse, vendidisse et imperpetuum alienasse, et hac presenti carta mea confirmasse honorabili viro Patricio de Buchanan de eodem totas et integras terras meas, videlicet, de Stroyne, Arddundawe, Glaskyle, et Innyrdrysse, cum pertinenciis, jacentes in dominio meo de Strathyre, in comitatu de Stratherne infra vicecomitatum de Perth, pro certa summa monete currentis Scocie michi per dictum Patricium plenarie et integre pre manibus persoluta et deliberata in pecunia numerata; et que dicte terre cum pertinenciis jacentes ex parte orientali vsque ad lapidem que vocatur Clachlegymnach sicut descendit a dicto lapide in lacum de Strathyre, et iterato ascendente vsque ad altitudinem montis, et simili modo ex parte occidentali vsque ad metas ville de Kype: Tenendas et habendas predicto Patricio et heredibus suis de me et heredibus meis in feodo et hereditate imperpetuum . . .

Reddendo michi et heredibus meis annuatim vnum denarium nomine albe firme, si petatur, in dictis terris ad festum Pentecostes, pro wardis, releuiis, maritagiis, sectis curie, duplicacione firme et omnibus aliis serviciis . . . In cuius rei testimonium sigillum meum est appensum, apud manerium meum de Strathyre, vndecimo die mensis Nouembris anno Domini millesimo quadringentesimo quinquagesimo sexto; hiis testibus, videlicet, Willelmo de Danielstoun de Culgrayne, Karolo de Calbrayth de Kylbryde, Duncano M^cKynnayr de Lettyrmarcloyne, Johanne M^cKawyn, Patricio de Calbraith de Garfkyle, Andrea de Buchannan, et domino Johanne de Buchannan, capellano, cum multis aliis.

51. REQUEST by JOHN LORD OF DERNLE to ANDREW LORD AVENDALE, Chancellor, for briefes for serving him heir of Duncan Earl of Lennox.—16th December 1460.

IN Dei nomine amen: Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno ab incarnatione Domini millesimo quadringentesimo sexagesimo, mensis vero Decembris die xvi^o, indictione nona, pontificatus sanctissimi in Christo patris et domini, domini nostri Pii diuina prouidencia pape secundi anno tercio; in mei notarii publici et testium subscriptorum presencia personaliter constitutus prouidus vir Alexander Stevart, frater nobilis domini Johannis Stevart domini de Dernle, et procurator eiusdem, per litteras dicti domini sigillo eius sigillatas, prout mihi satis lucide aparuit constitutus, accessit ad nobilem et potentem dominum, dominum Andream Stevart dominum Auendalie et cancellarium Scocie, ostendens sibi duas petitiones domini de Dernle sigillo eius in papiro sigillatas, petensque ab eodem domino cancellario breuia capelle regie vicecomitibus de Streuelyng et Dunbertane et suis balliuis in forma dirigi ad inquirendum de quibus terris

et annuis redditibus cum pertinenciis quondam Duncanus comes de Lenax, pater Elezebeth de Lenax aue dicti Johannis obiit vltimo vestitus et saisitus infra dictos vicecomitatus, et si ipse Johannes Steuart esset vnus de legitimis heredibus dicti quondam Duncani, prout in dictis peticionibus plenius continebatur: Et ad dictas peticiones dominus cancellarius respondebat quod super hoc in [crast]ino Circumcisionis Domini proxime futuro apud Steruelyng, uel alibi vbi eum contigerit esse, [secundum] consilium dominorum consiliariorum responsum daret: Super quibus omnibus et singulis peccati antedictus [Alexander] Steuart per me notarium publicum infrascriptum sibi presens publicum fieri instrumentum. Acta sunt hec in burgo de Ar, in loco Patricii de Caldvell, hora quasi quinta post meridiem, sub anno, mense, die, indictione et pontificatu supradictis; presentibus, reuerendo in Christo patre, Andrea episcopo Glasguensi, nobilibus et potentibus dominis, comite de Orknaie, Jacobo de Levynstoun, magistro domicilii, Patricio domino Le Grahame, Roberto domino Le Boyde, Roberto domino Le Lylle, dominis Alexandro Naper, Johanne de Colquhoun, militibus, et Patricio de Culquhoun, armigero, testibus ad premissa vocatis specialiter et rogatis.

Et ego vero Johannes Kerd, presbiter Glasguensis diocesis, publicus autoritate imperiali notarius, premissis [*etc., in forma communi.*]

52. CHARTER by KING JAMES III. to JOHN LORD DERNELE and MARGARET MONTGOMERY, his spouse, of the dominical lands of Torboltone, etc.—
20th July 1461.

JACOBUS Dei gracia Rex Scotorum, omnibus probis hominibus tocius terre sue, clericis et laicis, salutem: Sciatis nos dedisse, concessisse, et hac presenti carta nostra confirmasse dilecto consanguineo nostro, Johanni domino Dernele, et Mergarete Montgomery sponse sue, et eorum alteri diucius

viuenti, terras dominicas de Torboltone, Drumley, Dregarne et Ragalhill, cum pertinenciis, iacentes infra vicecomitatum nostrum de Are: Quicquidem terre cum pertinenciis fuerunt dicti consanguinei nostri Johannis domini Dernlee hereditarie, et quas idem Johannes . . . in manus nostras, apud Edinburgum, per fustem et baculum ac suos procuratores . . . resignauit. . . . Tenendas et habendas dictas terras, cum pertinenciis, predictis Johanni ei Mergarete sponse sue et eorum alteri diucius viuenti, et heredibus inter ipsos legitime procreatis seu procreandis; quibus forte deficientibus, veris, legitimis et propinquioribus heredibus dicti Johannis quibuscunque, de nobis, heredibus et successoribus nostris, senescallis Scocie, in feodo et hereditate imperpetuum. . . . Faciendo inde annuatim . . . seruicia de dictis terris debita et consueta. In cuius rei testimonium presenti carte nostre magnum sigillum nostrum apponi precepimus; testibus, reuerendis in Christo patribus, Thoma episcopo Dunkeldensi, Thoma episcopo Aberdonensi, dilectis consanguineis nostris Andrea domino Avandale, cancellario nostro, Patricio domino le Grahame, Patricio domino Halis, Roberto domino Lile, Magistro Jacobo Lindesay, preposito ecclesie collegiate de Lincludane, nostri secreti sigilli custode, et Georgeo de Ledale, rectore de Foresta, secretario nostro, apud Edinburgh, vicesimo die mensis Iulii, anno Domini millesimo quadringentesimo sexagesimo primo, et regni nostri primo.

53. PETITION by JOHN LORD DERNLE, to KING JAMES III. in Parliament, for briefes of service to his half of the Earldom of Lennox.—12th October 1463.

IN Dei nomine Amen: Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno ab incarnatione Domini millesimo iiii^e sexagesimo tercio ac mensis Octobris die duodecimo, indictione duodecima, ponti-

ficatus sanctissimi in Christo patris ac domini nostri, domini Pii diuina prouidencia pape secundi anno sexto; in excellentissimi principis et domini nostri, domini Jacobi tercii Scotorum Regis illustrissimi, reuerendorum in Christo patrum nobiliumque dominorum meique notarii publici et trium regni statuum presenciam personaliter constitutus nobilis dominus Johannes dominus Dernle quamdam literam querimonii in papiro scriptam formam que sequitur continentem, coram prefato domino nostro rege in sede sue maiestatis in parlamento suo sedente, tradidit perlegendam: cuius vero litere querimonii tenor sequitur in hec verba: Excellent prince and souerane lord, to zoure henes and to the thre estatis of this present parliament spirituale and temporale, humbli I Johnne Stewart Lord Dernle, zoure sympill seruiteure menys me that nochtwithstanding the gret travell and seruice done be me in the tyme of vmquhile zoure progeniture of gude mynde, quham God assoilze, baith in his tendir age and eftir that hee come to zeris of discrecioun, for the quhilk I trastit to haue had his fauouris and expedicioun in all my richtwis querel and erandis, and zit I trast the sammyn in zoure henes for my seruice done and for to be donne: I haue daily persewit, efter the deces of zoure saide progeniture, to haue had couresabill brevis of zoure chapell, efter the tennore of my peticionis gevin thareuppon, tueching the landis of the half of the erledome of Leuenax, of the quhilk as zit I can get na expedicioun nor outredd: Quharefor, with all reuerence and humilite I beseke zoure henes that, ze ripely avisit with zoure thre estatis now present, considering equite and justice, ze wil dedenze to mak me haue sic couresabill brevis of zoure chapell as afferis, tueching the said landis, and that ze mak na gerr mak na stoping to me in the serving of thame, swa that I may be seruit in als fer as afferis: For the quhilk to be done to me, I proffir to hald a hundir speris and a hundre bowis dewly bodin for a zere, on myne awine expensis, in quhat part of the realme that ze will charge me, in resisting of

zoure rebellis and ennemyis quhatsumeir thai be, ze providand sikkir placis quhare I may be lugeit and my falowschip : And give this be nocht acceptabill to zoure henes, sa that ze will dedenze to assign to me the said half land, with tennand and tennandry, as in feall on to zoure age of xxi zeris, I sal tharefor find zow fifty speris and fifty bowis for a zere, in maner abone writin, and to find to zoure henes sikkir borowis of lordis and landit men that that occupacioun and vse that I sal haue of the said landis quhil zoure saide age sal turne zow na zoure successouris in na preiudice fra thinfurth, bot ze to stand in sic like clame and richt as ze clame now, but ony stop or impediment of me, bot gif I can content zoure henes in the mentyme. Of the quhilk my supplicacioun, give it be sene consonant to ressoun, I beseke zoure gracios henes of ansuere and deliuerance at the reuerence of God : Quaquidem litera coram prefato domino nostro Rege, in facie sui parliamenti nulgarter perlecta dictus Johannes dominus Dernle super eiusdem litere presentacione et lectura ac super insertis in eadem a me notario publico sibi fieri petiit presens publicum instrumentum : Acta erant hec in pretorio burgi de Edinburgh, coram prefato domino nostro Rege, et suis tribus regni statibus hora quasi secunda post merediem, anno, indictione, die, mense et pontificatu suprascriptis : Presentibus ibidem reuerendis in Christo patribus, Jacobo, Andrea, Thoma, et Roberto, Sanctiandree, Glasguensis, Dunkeldensis et Dunblanensis ecclesiarum episcopis, venerabilibus in Christo patribus, David priore Sanctiandree, Archibaldo, Malcolmo et Johanne Sancte Crucis de Edinburgh, Abirbrothoc et Lundoris monasteriorum abbatibus, nobilibus dominis, Andrea domino Avandaile, cancellario Scoeie, Johanne comite Atholie, Colino comite de Ergile, Thoma domino Erskin, Gilberto domino Kennedy, Patricio domino le Grahame, Roberto domino Maxwell, Willelmo domino Borthwic, Roberto domino Lile, Magistro Jacobo Lindesay, preposito ecclesie collegiate de Lincloudan, custode priuati sigilli, Magistro Archibaldo

Qubitelaw, secretario, dominis Alexandro Boide de Drumcoll, Johanne Culquhune de eodem, Johanne Maxwel de Caldorwod, et Alexandro Napare de Merchaniſtone, militibus, Willelmo de Cranſtoun de Swinhop, Johanne Multrare, Lancelotho de Abernethy, Thoma Blac, Thoma Layng, Magistro Alexandro Murray, Johanne Tailzefere, notariis, et Johanne Red, et compluribus aliis de tribus regni ſtatibus in publica audienſia ſedentibus.

Et ego Johannes Layng, preſbiter Sanctiandree diocesis, publicus auctoritate imperiali notarius, quia [*etc., in forma communi.*]

54. LETTER by KING JAMES III. appointing JOHN LORD DERNLE to the office of Governor of the Caſtle of Rothſay.—4th February 1465.

JAMES be the grace of God King of Scottis, to all and ſindri oure liegis and ſubdittis [quhais knowlage thir oure lettres] ſalcum, greting : Wit ze ws to haue gevin and committit, and be thir our [preſent lettres, giffis and] committis, to our welbelouet couſing, Johne Lorde Dernle, the keping and governans of oure caſtell of Rothſſay, within the Ile of Bute, vnto our age of fiftene zeris ; with [power] to mak and deput vndir him connestablis, portaris, wachmen, garitouris, and all vther officiaris nedefull for the keping of the ſaide caſtell, for the quhilkis he ſalbe haldin to anſuere : For the keping of the quhilk caſtell enduring the ſaide tyme, we haue assignit, and be thir oure lettres, assignis to the ſaide oure couſing fourty markis of vsuale mone of oure realm in his fee, to be gevin and deliuerit to him be oure officiaris of the reuenous and proffittis remaining to ws within oure ſaid Ile of Bute that is vnassignit to vther personis : Quharefor we charge ſtratly and commandis oure Schiref of Bute that ſalbe for the tyme and his deputis, and the tenandis inhabitantis thareof, and all vtheris our liegis and ſubdittis forſaide quham it

afferis, that ze and ilkane of zow reddily intend, ansuere and obey to the saide oure cousing in all and sindri thingis concerning the keping and governans of oure saide castell vnder all the heast paine and charge that eftir may folow: Thir oure lettres vnto oure age of fiftene zeris, as saide is, to endure. Gevin vnder our priue sele, at Striueling, the iiij day of Februare and of our regnne the fife zere.

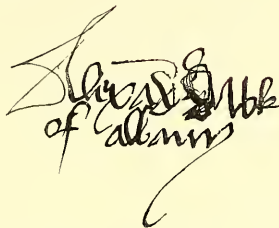
55. GIFT by KING JAMES III. of a hundred merks to JOHN LORD DERNLE —
28th April 1467.

JAMES be the grace of God King of Scottis, to all and sindri oure liegis and subditis quhais knaulage thir oure lettres sal cum, greting: Wit ze ws to haue gevin and assignit, and be thir oure lettres gevis and assignis to oure lout cousing, Johnne Lord Dernle, in his fee, vnto oure complete age of twenty-ane zeris, the soume off ane hundreth markis of vsuale mone of oure realme; of the quhilk soume we haue gevin and assignit to oure said cousing, and be thir oure lettres gevis and assignis fourty pundis worth of oure landis of Bute, gif thair be sa mekill within the said Ile vnassignit be ws to vtheris; and gif thair be nocht sa mekill vnassignit, we will that the remanent thareof be assignit to him in vthir competent placis sene spedefull to ws, and the tother fourty markis to be pait to him in ber and martis of Bute, of the price that the remanent of the ber and martis gevis for the tyme: Quharefor we charge stratly and commandis all and sindri oure intromittouris quham it efferis, that na man tak vppon hand to mak impediment to oure said cousing in this oure said assignatioun enduring our said age of xxi zeris, vnder all paine and charge that eftir may folow. Gevin vnder oure priue sele, at Edinburgh, the xxviii day of Aprile, the zer of oure Lord I^m iiiii^o sexti and sevin zeris and of our regnne the sevynt zer.

56. PROCURATORY by ALEXANDER DUKE OF ALBANY to JOHN LORD DERNLE to receive 1950 merks of the malis of Castlemylek, etc.—24th October 1470.

ALEXANDER DUC OF ALBANY, Erle of Marche, Lord of Annandirdale and of Manne, Admiral of Scotland and Wardane of the est and west marches of the same, to all and sindre quhais knaulege thir oure lettres sal cum, greting: Wit ze vs to have maid, constitut and ordainit, and be thir oure lettres makis, constitutis and ordainis oure weillouit cousing, Johne Lord Dernlie, oure werray lachfull and vndoubtable procuratour and assignay; gevand and grantand to oure said procuratour and assignay oure full power and speciale mandement, for vs and in oure name, to folou, ressaue and vptak of the twa pairt of the landis of Castelmylek and Brvmyswele with the pertinentis, liand within oure lordschip of Annandirdale, the soume of nyntene hundreth and fyfte marcis of vsuale mone of Scotland acht to us of the malis of the saidis landis being in oure handis, as Lord of Annandirdale, all the termes of threity nyne zeris bygane sen the disces of Sir Johne Stewart of Dernle, in defalt of persute and entre of the said Sir Johne Stewartis airis, last lachful tenant to vs of the saidis landis, and, gif neid be, for the said some to distrenzie and reconis the saidis landis with the pertinentis in oure name, in his handis, nocht latand thaim to borch quhill he be fully content and pairt of the some of xix^c and l marcis befor writtin: And generally, all othir and sindri thingis to do, vs and excers, that to the office of ane verray lachful procuratour and assignay of lau or consuetude is knavin to partene, and all that we mycht do or suld do and we war present in propir persone: haldand and for to hald ferme and stable all and quhatsumeir thingis our said procuratour and assignay in the forsaidis lachfully ledis to be dwne. Gevin

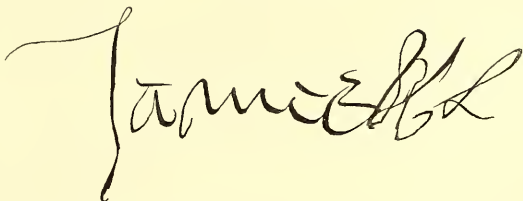
vnder oure sele, at Dunbar, the xxiii day of Octobre, the zere of oure Lord
ane thousand four hondreth and sevynty zedis.

A handwritten signature in dark ink, likely of James III of Scotland, written in a cursive style. The signature is slanted and includes the words "James III" and "of Scotland" in a stylized, overlapping manner.

57. WARRANT by KING JAMES III. to JOHN LORD DERNELE.

—28th January 1470.

JAMES be the grace of God King of Scottis, till oure louete cousing, Johne
lorde Dernele, capitane of oure castell of Bute, greting : We charge zou that
ze deliuer till a venerable fader in God, Henry abbot of oure abbay of Paslay,
or to his assignais, the lede that ze haue in keping of oure said castel of Bute,
indenting witht him quhat that ze deliuer, kepan and the ta parte of the inden-
ture witht zow, and deliuerand the tothir parte of it to the said abbot ; hald-
and thir our lettres for zour warant. Gevin vnder oure signet, at Striuelyne,
the xxviij day of Januar, and of oure regne the xj zere.

A large, handwritten signature in dark ink, likely of James III of Scotland, written in a cursive style. The signature is slanted and includes the words "James III" and "of Scotland" in a stylized, overlapping manner.

58. BOND OF REVERSION by ROBERT OF CRECHTOUN of Kynnowle, in favour of JOHN LORD DERNLEE, of the lands of Mekile Kipe.—1st June 1472.

BE it kennyt til al men be thir present letteris, me Robert of Crechtoun of Kynnowle, son and apperand heir to Schir Robert of Crechtoun of the Sangquhar, knyght, to be bundyn and oblist, and be thir my present lettres sekirly byndis and oblistis me be the fayth and the treuthe in my bodye, for me, myn heiris and myn assignais, til ane honorable lord, Jhone Lord Dernlee, and til his heiris and his assignais, that nochtwithstanding that the said Jhone Lord Dernlee has giffin to me heritable state and sesyng of his landis callyt Mekile Kipe, lyand in the Baronye of Strathavan, within the schirefdom of Lanark, as his chartir made to me therapon fullye contenys; mye will is neuerthelesse, and for me and myn heiris and myn assignais fullye grantis and oblistis me, be the faythe and the treuthe in my bodye as is befor said, that quhat tym it sal happyn the said Jhone Lord Dernlee, his heiris or assignais, to paye or gerris paye to me myn heiris or myn assignais in the parishe kirke of the Sangquhar in Niddisdale, on the hee altar of the samyn, fyfe hunder markis of gud and vsuale monee of the kynrike of Scotland, at thir termys vnder wrytyn, that is to saye, fyfthe markis at the feste of Wytsundaye in the zer of our Lord a thousand four hundred seventye and sevyen zeris, and at the Martymes nexte therreftir folowand, fiftye markis, and sua furth zer in zer and terme in terme fiftye markis, ay quhile the said soun of fife hunder markis be fully payte to me, myn heiris and myn assignais: the said soun of fife hunder markis thus beand payte, in maner as said is, than I bynde and oblistis me, for me, myn heiris and myn assignais, be the fayth and treuthe of my bodye, that furthwith and incontinent efter the resauyng of the laste fifty markis of the said fife

hunder markis, to resigne and gife our, with stafe and baston, I, myn heiris or myn assignais, quhilkis that happyne to be for the tym, the said landis of Mekile Kipe with ther pertynence in the handis of the forsaid John Lord Dernlee myn ourlord of the said landis, his heiris or his assignais; togidder with al charteris, letteris of sesyngis, instrumentis and evidentis pertenyng therto, with al richt, clame, or tytyle of richt that I, myn heiris or myn assignais, had, has, or maye hafe in or to the said landis of Mekile Kype with ther pertynence, in propirtee or possessioun, be ony maner of waye, in tym bygan or for to cum: and gife it happyns me, the said Robert, myn heiris or myn assignais, wilfully or fraudfully to absente vs fra the resauyng of the saide soum of monee and giffyng of quytelamys therfor, in al or in part, at dais and place befor said, and at the daye of the payment of the last fiftye markis of the said fife hunder markis beand fully payte, wil nocht resigne the said landis with thair pertinence in effect as is befor wrytyn, than it sal be leffule to the forsaid Johne Lord Dernlee, his heiris or assignais, to brouke and joise the said landis with thair pertinence als frely, als quyetlye as he or ony of his predicessouris broukyt tham befor the day of the sesyng giffyng to me; and I, myn heiris and myn assignais, to be excludyte al vtralye fra the said landis with thair pertynence, and nowe as than and than as nowe, renunsis, quytelamys and giffis our al richtis clamys and titile of richtis that I, myn heiris or myn assignais, had, has, or may hafe in or to the said landis with thair pertinence, in propertee or possessioun, for euer. In witnes of the quhilk thyngs I hafe pute to my sele to thir present lettres, at Torbolton, the first day of the moneth of Junij, in the zer of our Lord a thousand four hundred sevynty and twa zeris, befor thir wytnes, Schir George Campbell, yungar, schirafe of Are, knycht, Edward of Crechtoun, my brother-german, Lambarte Wallace, and Jamys Murthauche, with others syndrye.

59. GIFT by KING JAMES III. of a hundred merks to JOHN LORD DERNLE.
—2d September 1472.

JAMES be the grace of God King of Scoitis, to all and sindri oure liegis and subditis quhais knaulage thir oure lettres sal cum, greting: Wit ze ws to haue gevin and assignit, and be thir oure lettres gevis and assignis to oure louet cousing, Johne Lord Dernle, in his fee, vnto oure complete age of twenty-five zeris, the sowme of ane hundreth markis of vsuale mone of our realme, of the quhilk soume we haue gevin and assignit to oure said cousing, and be thir oure lettres gevis and assignis fourty poundis worth of oure landis of Bute, the quhilk the saide oure cousing brukit and had of ws of befor, with all commoditeis, profitis, malis, fermes and dewiteis pertenyng or may pertene to the said fourty pundis worth of landis, endureing the said tyme; and the remanant of the said hundreth merkis, that is to say, fourty merkis, to be pait to oure cousing in ber and martis of Bute, of sic like price as the remanent of the ber and martis within the said Ile of Bute gevis for the tyme: Quharfor we charge straitly and commandis all and sindrie our liegis and subditis forsaide, and in speciale the tennandis and inhabitantis within the said Ile, and all vtheris quham it efferis that nane of you tak vppoun hand to mak ony impediment, letting or distrublanche to the said Johnne Lord Dernle and his intromittouris in the bruiking and joising of the victale, money, or martis aboune writtin, and in the vplifting and raising of the samyn, enduring our said age of twenty-five zeris, vnder all the heast pain and charge that eftir may folow. Gevin vnder our priuie sele, at Edinburgh, the secund day of September, the zer of our Lord i^m iii^o seventy and twa zeris, and of our regne the xiii zer.

60. DISCHARGE by SIR JOHN LAYNG, Treasurer to King James III., in favour of JOHN LORD DERNLEE.—4th November 1472.

Be it kend till all men be thir present lettres, me, Schir John Layng, persone of Newlandis and thesourar till oure souerane Lord the King, till haue ressaut and fullily till haue had the soume of ane hundreth markis threiteine markis thre schillingis and four pennyis, be the handis of Edwarde Mure of Mediltone, apoun the name and the behalf of ane nobill and mychty lord John Lord Dernlee, of the soume of ane hundreth pundis, quhilkis the said Johne Lord [Dernlee] aucht apoun the name and behalf of oure souerane Lord the King, for the compositione of four justice ayris of the schirefdom of [Bute], with all commoditeis and profitis, but ony compt or recknyn : off the quhilk soume forsaide of ane hundreth markis, threiteine markis, thre schillingis and four pennyis I grant and haldis me wele content, fullily assithit and thankfully payit ; the said Johne Lord Dernlee, his ayris and assignais, in the name and behalf of oure souerane Lord the King, I quytclame and dischargis for euermar be thir my present letteris. In witnes of the quhilk thing to thir my present letteris I haue sett to my signet and subscrivyt witht my awn hand, at Edinburgh, the ferd day of the moneth of Nouember, the zer of God a thousand four hundreth seventy and twa zeris.

THESAURARIUS LAING, *manu propria*.

61. DRAFT RENUNCIATION by the WIFE of John Napar, heir-apparent to Sir Alexander Napar of Merchainstoune, of her fourth part of the Lenuox. [1472.]

TILL all and syndry quhais knowledgis thir present lettres sall tocum, A. of B., spouse till Johne Napar, burges of Edinburgh, sone and apperand ayr of Schir

Alexander Napar of Merchainstoune, knycht, dochter and ane of the ayris of D. of C., gret in God ay lasting: Wit zour vniuersite, me to be bundyn and oblist, and, be thir present lettres and the faith and treuth in my body, leilly, trewly, seikyrlly and faithfully bindis and oblis me and myn ayris and assignais till a nobill and a mychty lord, Johne Stewart, Lord Dernlee, and till his ayris and assignais, that for alsmekill as the said Lord Dernlee has, of his awin fre will, maid hugis gret expensis, costis, labouris and trauelley for the optenyng, purchessing and getting of the erldome and lordschip of the Lenax, liand within the schirefdome of Dunbratane, oute of the handis of ane hee and excellent prince and our souerane lord, James the Thrid, be the grace of God King of Scottis, and apon vther diuers lordis and personis as I knaw wele and kennis: of the quhilk erldome and lordschip thare belang, and suld belang to me apon law, in fee and heritag, and to myn ayris, the ferd part of the said erldome and lordschip; for my rycht of the quhilk ferd part of the erldome and lordschip, and the titill and clame of it, the said Lord Dernlee has, of his awn pure fre and wilfull will, for speciale faouris and kyndnes that he had to my said husband and to me, giffyn to me and myn ayris in excambium, changis and cofe, all and syndry his awn propir landis of D., C., and B., liand within the baronyis of T., and A. of V., liand within the schirefdome of Ayr and Lanark, for my clame, rycht and titill of rycht of the ferd part of the said erldome and lordschip of the Lenax, in fee and heritage perpetually, as his charteris and euidentis maid to me and myn ayris and to my said spouse mar fullily proportis and contenis in thaim self: Of the quhilk landis of B., C., and D., the quhilk my said lord has giffyn to me and to my said spouse, and tilloure ayris, in fee and heritage perpetually, I grant and haldis me wele content, fully assithit, and thankfully payit for all myn rycht, clame and titill of rycht of the ferd part of the said erldome and lordschip with the pertinentis: And the said Johne Stewart, Lord Dernlee, his

ayris and his assignays, tharoff I quytlame and dischargis for me and myn ayris for euermar, be thir present lettres: For the quhill excambium, change, and cofe, the said lord has geven me, and to my said spouse and till oure ayris, in fee and heritage perpetually, of his landis forsaid, for my rycht and clame and titill of rycht of the ferd part of the said erldome and lordschip; thairfor I sal renunce, quyitecleme, discharge, I have renuncit, quytlamit, and dischargit, and be thir my present lettres, renunciis, quytlanis and dischargis, now as then and then as now, fra me and myn ayris and myn assignais, to the said lord, his ayris and his assignais, all rycht, clame and titill of rycht of the ferd part of the said erldome and lordschip, as said is, for euirmar: bindand and oblisand me tharattour, myn ayris and assignais, be the faithis and trewthis in my body and tharis, that I, na thai, na nane vther in my name na tharis, sall neuer in na tym to cum, in prevy na in apert, stilly or in a loude, in the law, na by the law, throw ony rycht, clame, or titill of rycht, throw ony maner of colour or ingyn, inquiet, distrubill, [vex, clame, folow or persequ the said Lord Dernlee, his ayris, na his] assignais, of the ferd part of the said erldome and lordschip of the Lenax, na nor part of it be me, na be myn ayris, na nan vther in my name, na tharis, in jugement, na withoute jugement, be ony maner of breve, pledibill na vnpledibill, or ony maner of vther process befor ony kynd of juge, spirituale or temporall, for ony clame or titill of rycht that I haf or ma haf in tyme to cum of the ferd part of the said erldome and lordschip, with the pertinencis, or ony part of it, bot fra all rycht, clame, and titill of rycht, als uele petitour as possessour, I, myn ayris and myn assignais, be excludyt, assolziet and outeput for euermar, and neuer to be herd in jugement befor ony juge, canon or ciuile, anens the clame of the ferd part of the said erldome and lordschip witht the pertinencis, na na part of it: And gif it happynnis, as God forbid it do, me, myn ayris or assignais, or ony vther, in my name or tharis, euer in ony tym to cum, till inquiet, vex, clame, folow,

or persew, or mak any impediment or lettyn till the said Lord Dernlee, or till his ayris or assignais, tuichand persoyt, or folowing of the ferd part of the said erldome and lordschip, or ony part of it, than, I oblys and bindis me, myn ayris and myn assignais, till our Souerane Lord the King, his ayris and his successouris, in the soume of fyve hundreth pundis of vsuale mone of Scotland, in name of payn, at his will, his ayris or successouris, to be vprasyt, payit and tane [within the space of fourty dayis next] eftir, i[m]mediate and to]gidder folowand, that it be knawyn that I, myn ayris or myn assignais, or ony vther in my name or tharis, mak any inquietacione, perturbacione, clame, soyt, or following off the ferd part off the said erldome and lordschip, or ony part of it, be ony maner of law or breve pledabile or vther; and in lyk maner

Glasgw

to the Bischop of Sanct Andros or his successouris, and to the cathedrale kirk of the samyn, vther fyve hundreth pundis of the vsuale mone forsaid, for the breking, lesione and hurting of my faith and tharis, and the band, oblying and condicione forsaid, to be payit within the space of fourty dayis forsaid, in lik wyse in name of payn.

And to the said Johne Lord Dernlee, his ayris or assignais, the soume of vther fyve hundreth pundis of vsuale mone forsaid in name [of] costis, scathis, dampnages, expensis, labouris, trauellis and interest, quhilkis he sustenit, tholit and maid in the recouering of the said erldome, and specially for my part, or euer I, myn ayris, or myn assignais, or ony vther in my name or tharis, be herd in ony jugement apone the clame, soyt, folowing or persewing of the said landis of the ferd part of the said erldome and lordschip, or ony part of it pertenant to me or to myn ayris or assignais, or may pertene be ony maner of way, or titill of rycht, in tym to cum, al condicionis, contractis, bandis, appoyntmentis and articulis maid [be] me with consent of my forsaid spouse to the said lord and till his ayris and assignais, euermar to stand,

remayn, and bid into thar awn strenth and force, but reuocatione, obstacle, or agancalling quhatsumeuir : renunciand alsua, heirattour, for me, myn ayris and myn assignais, al priuilegis of law, canon or ciuile, maid or to be maid, and all actis of parliamentis or general counsell of the kynrik of Scotland maid or to be maid, and specially the actis of the monage of our sourane lord, and all vther priuilegis of law, geuyn, grantit, maid or to be maid, till gentill women, ladiis, wedouis, madys, or spousit women beand coueryt with husbandis, quhilkis may be helping, furthering, supple or gud to me, myn ayris or assignais, tynsall, scaith, or hindering til the said lord, his ayris or assignais ; all fraud and gyle, reuocatione or male ingyn away put and secludyt foreuirmar. In the witnes of the quhilk thing, to thir my present lettres of excambium, changis and cofe, I haue to-hungyn my sele, togidder witht the sele of the said Johne Napar, my spouse, in witnes and takynyn of his consent and assent of all thing abone writtyn. At Edinburgh, sic a day of sic a moneth, the zer of Gode, etc., lxxij., befor thir witnes, A., B., C., and D.

62. REASONS by JOHN EARL OF LENNOX, showing that his entry to the Lennox was not injurious to John of Haldane of Rusky.—4th March [1472.]

MY LORDYS, thir ar the resouns that I, John Erll of the Leuenax, pre-tendis, assignis, and allegis, for me, quhy the respet grantit be oure Souerane Lord the King to Johne of Haldane of Rusky is nocht hurt nor brokin be myn enteres in my landis of the Leuenax, as eftir folowis :—

Item, in the first, oure Souerane Lord the Kingis respet extendis and strekys bot vpone the landis, rentys, and possessionis of thame that he takis vnder his respet, that thai sall nocht be inpledit nor hurt in thair propyr

possessionis beyng in thair handis, quhan the respet is grantit; and I haiff nocht folowit na persewit [thir] landys that was into the handys of the said Johne of Haldane nor his spous, na recouirit na landis fra thame, bot enterit lauchfully be the Kingis breiff of inqueist in my landis that war into the Kingis handis be resoune of warde, as was fundyn be ane wourthie inqueist [that] passit apoun the serwing of the said breiff; and thus my entering and sesing tuk na thing of hys possessionis fra hym: heyrfor the said respet is nocht hurt be my enteres, as said is.

Item, quhair it is allegit be the said Johne of Haldane that he was enterit in the said erldome be gift of the Kingis Heenes, and, be that titill, was in possessionn of the sammyne, it may be weile vnderstandin that, sen it is perfilly knawin that thir landis war into the Kingis handis be resoune of warde, sen the deide of Erle Duncane that deid last possessour of the said erldome, thair mycht na persoune haiff possessionne of thir landys be gyft of the Kingis Heenes, be thir causys, so quhen the said Erle Duncane dissesyt, the rycht fe deit with hym, and the keping of the landys, with the ayr of the sammyne, came into the Kingis handis, as superior and cheyff lord; and thair may na superior cleth, seys, na possess na persoune of the landys cummyne in thair handys be deid of thair tenandis, for thai ar callit *custos terrarum*; and heyrto concordis the Kingis lawis in libro 2^o Regie Maiestatis, capitulo xxxi^o, “*de heredibus maioribus quid facere debent post mortem antecessorum suorum. Licet enim domini possunt feudum suum cum hereditate in manibus suis capere, tamen moderate id facere debent ne aliquam dissasinam heredibus faciant.*” Alsua, it is writtin into the sammyne buk, capitulo xxxiiij^o: “*quam potestatem habent domini in heredibus hominum suorum, et in eodem habetur, nichill tamen de hereditate alienare possunt ad remanentiam:*” and the sammyn effec is said, capitulo xxxvii^o: “*ad quod tenentur custodes heredum: restituere tenentur et custodes heredum ipsis heredibus*

hereditates instauratas :” and sua thair may na thing cum betwene the deid of the antecessour and the entre of the ayr that may stop the ayr of hys entre : heyrfor, the pretendit gift maid to Johne of Haldane had na strenth, na zit thair mycht na sesyng na possessioun folow thairvpone : ergo, the respet is nocht hurt.

Item, gyff John of Haldane wyff had enterit ordourly be breffis as ane ayr, it mycht haiff bene said of resoune that the respet had bene hurt, gyff I had enterit vpone her enterys or possessioun, or persewit thai landys quhill his hame cumyng : for quhi, the ordour had maid hyr ane forme of possessioun ; and quhiddir it had ben iust or uniust, it mycht nocht haiff bene arguyt into his absens ; bot sene he hais, be way of deide and nocht of law, maid hym to taik possessioun of the said landys be ane new gyft by all forme and ordour, and atour the inhibitioun of the law, it may nocht be callit possessioun, syng na vmber of possessioun, bot ane nakit promys and febyll intrusioun, failzeing in forme and ordour and law : “ Et possessio non vere heredis que iniusta est non debet dici possessio ; potius erit intrusio,” etc.

(Dorso) —Edinburgh iiii Marcii, anno regni Regis xiii^o.

63. INSTRUMENT OF AGREEMENT between JOHN LORD DERNLE and JOHN HALDAN of Rusky.—11th March 1472.

IN Dei nomine amen : Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno ab Incarnatione eiusdem Domini millesimo quadringentesimo septuagesimo secundo, die uero mensis Marcii vndecimo, indictione sexta, pontificatus sanctissimi in Christo patris ac domini nostri, domini Sixti diuina prouidentia pape quarti anno secundo ; in presencia

reuerendorum in Christo patrum, videlicet, Thome episcopi Aberdonensis et Willelmi episcopi Orchadiensis, ac nobilis domini, domini Andree Stewart, cancellarii Scocie, et testium subscriptorum personaliter constituti nobiles viri, Johannes dominus Dernle et Johannes Haldan de Rusky fide media iurauerunt quod starent ad decretum et ordinacionem predictorum episcoporum et dominorum, videlicet, Thome episcopi Eberdonensis et Willelmi episcopi Orchadiensis, ac domini Andree Stewart, et Colini Cambel comitis de Argyle et domini Lorne penes comitatum de Lewynnax, cum pertinenciis, et omnibus suis dependenciis et sequelis, omni fraude et dolo seclusis, secundum tenorem cuiusdam scedule papirie manu vtrorumque subscribe, cuius tenor sequitur de uerbo in uerbum, et est talis : The ellewynnit day of Merche, the zer of God, etc., sewynty and tua, a nobil lorde, Johne Lord Dernle, on the ta part, and Johne of Haldan of Rusky, for hymselfe, ande as procuratour for Agnes Mentetht, his spous, on the tother part, submittit, bande and oblist thaim be the faith of thar bodeis to remayn and byde for euer, and to obserfe, keyp and fulfill the delyuerance, decret, and ordinance of reuerendis faderis in Cryste, Thomas Bischope off Aberdeyn and William Bishop of Orknay, ande of nobil lordis Andro Lorde Auandale, Scancellar of Scotlande, and Colyn Erle of Argyle, and of quhat vther personis that plesis thaim to ches and tak to thaim, gyue thai four can nocht concorde anent the contentation to be maide be the saide Lorde Dernle to the saide John of Haldan and his spous for thar rycht and claym that thai haue to the erldom of Levynnax and gewin our of the samyn to the saide Lorde Dernle, or ellis of contentation to be gewin to the saide lorde be the saide Johne of Haldan and his spous for his rycht and claym of the samyn erldom as sal be ordanyt be thaim, the said personis sal be suorn lelily and trewly to decern and delyuer the said mater efter thar knowlage, ande sal, God willande, gyfe furth thar delyuerance ande decret on the morn nyxt after the Ascensioun Day cum a zer : and giff thai can nocht

giff it furth that day, thai salle haue powar to contenew it til an or may days, as salle ples thaim : And giff ony of the saide personis happynnis to be absent throw deide, or seknes, or ony vther resonabil caus, the remaynande that beys present sall haue power to ches sic vther lyk in thar stede be thar discrecionis : And quhilk of the partis that happynnis to brek and nocht to byde at the ordinance of the saide lordis, as said is, salle content and pay to the tother party the soume of fyfe thousande markis of vsuale mone of Scotlande, for thar costis and skathys, and fyfe thousande markis to the kyng in the naym of payn : And to the obseruyng, kepyng, fulfilling of all and syndry thyr thyngis abown wrytten, [haue] gewyn thar bedely athys, the haly wangeless tuechyt. And the saide Johne of Haldan is oblyst to bryng a sufficient procuratour for his wiff, or ellis hereselfe personaly, to the saide day : Ande the notaris to extende this compromys at lencht in the best furm, kepende the effek abown wrytten. In wytnes hereof the saide Lorde Dernle and Johne of Haldan hes subscriuit this wryt with thar awyn handis. Subscripcio Domini Dernle sequitur et est talis : John Stewart Dernle. Subscripcio Johannis Haldan sequitur et est talis : Johne of Haldan Rusky. De et super quibus omnibus et singulis prefati Johannes Stewart, dominus Dernle, et Johannes Haldan de Rusky, a me notario publico subscripto sibi fieri petierunt presens publicum instrumentum : Acta erant hec in camera regia monasterii Sancte Crucis de Edinburgh, anno, die, mense, indictione et pontificatu quibus supra ; presentibus ibidem, nobilibus et discretis viris, videlicet, Henrico abbate de Dunfermlyn, Magistro Johanne Howm, decano capelle regie, Johanne Luss de Colquhoun,¹ milite, et Magistro Patricio Lech, testibus ad premissa vocatis specialiter et rogatis.

Et ego Johannes Patricii, presbyter Glasguensis dyocesis, publicusque auctoritatibus imperiali et regali notarius, premissis omnibus et

¹ Sic.

singulis dum sic ut premittitur dicerentur agerentur et fierent, unacum prenomminatis testibus presens personaliter interfui, eaque omnia [et] singula sic fieri, dici, sciui, vidi et audiui ac in notam cepi, ex quaquidem nota presens publicum instrumentum manu propria scriptum inde confeci, signoque meo et nomine meis solitis et consuetis signavi rogatus et requisitus in fidem et testimonium veritatis omniura et singulorum premissorum.

JOHANNES PATRICII.

64. TRANSMPT (dated 14th June 1477) of LETTER of KING JAMES III., promising to restore the Lands of Dernle and others to JOHN LORD DERNLE, on his granting certain infeftments.—21st June [1473.]

IN Dei nomine amen : Per hoc presens publicum instrumentum cunctis pateat euidenter et sit notum quod anno Incarnacionis Dominice millesimo quadringentesimo septuagesimo septimo, mensis vero Junii die xiiii., indicione decima, pontificatus sanctissimi in Christo patris et domini nostri, domini Sixti, diuina prouidencia pape quarti anno sexto ; in mei notarii publici et testium subscriptorum presencia personaliter constitutus nobilis et potens dominus Johannes comes de Levynnaxt ac dominus Dernle michi notario publico infrascripto quandam literam in papiro scriptam, sub sigillo priuato supremi domini nostri Regis moderni emanatam et sigillatam, eiusque subscripcione manuali, ut michi apparuit, munitam, tradidit perlegendam, copiandam, transumendam, et in publicam formam instrumentalem redigendam ; cuiusquidem litere tenor sequitur et est talis : We grant and promittis to our cosing Johnne Lord Dernle, that forsamikill as he has resignit in our handis his landis of the lordschip of Dernle Inchchenane, lyand in

the schirefdome of Renfrew, Torboltone, Dregarne and Galstone, lyand in the schirefdome of Ayr, and the landis of Bathcat lyand in the schirefdome of Edynburch, to remane in our handis quhill his entre to his part of the landis of the Erdome of Levynnax, and thareftyr quhill he haif infest and gyffyne to our weil belouet cosyng and chancelar, Andro Lord Avandail, the said landis of the Erdome of Levynnax in lyfe rent, als frely and in siclyk forme as our forsaid chancelar had the samyn landis of vs of befor, and als quhill our cousyng Wilzam of Edmonstone of Duntreth be made sikkir be the said John Lord Dernle for his part, and in sa far as he may, of the landis of Duntrethe, Dungoyake, the Quhilt, Ballovyne, Blargare, Enbulg, the Glyn, and Carcarone, lyand in the said Erdome, quhilk he has be infestment and gyft heritabilly of our progenitour of befor, that our saidis chanslar and cousyng, Wilzam of Edmonstone, beand content and maid sikkir, as said is, in the best forme that can be devisit, we sall than incontinent geyf agane to the said Lord Dernle all his saidis landis of Dernle Inchchennane, Torboltone, Dregarne, Galstone, and Bathkat, and infest hym heritabilly thairin als frely as he held tham of befor, without cost or expens, or ony impediment. Writyn vnder our priuat sele and subscribit with our hand, at Striviling, the xxi day of Junii, and of our regnne the thretene zer. Subscripcio litere "James." Super quibus omnibus et singulis prefatus dominus Comes de Levynnax ac dominus Dernly peciit a me notario publico infrascripto vnum seu plura publicum seu publica instrumentum seu instrumenta. Acta erant hec in ciuitate Glasguensi, sub anno, mense, die, indictione et pontificatu quibus supra; presentibus ibidem venerabilibus viris, Magistris David de Hammiltone, rectore de Dolfyntone, Johanne Goldsmyth, notario publico, Herberto de Maxwell, clerico, domino Johanne Charteris, capellano, Willelmo Bard, Thoma Dalrympill et Johanne Dowglass, laycis, cum diuersis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Alanus Gray, presbiter Glasguensis diocesis, publicus auctoritate imperiali notarius, premissis omnibus et singulis dum sic ut premittitur, agerentur, dicerentur et fierent, unacum prenominationis testibus presens personaliter interfui, eaque sic fieri sciui vidi et audiui ac in notam cepi, ex quibus hoc presens publicum instrumentum manu mea scriptum signaui et publicaui rogatus et requisitus in fidem, robur et testimonium omnium et singulorum premissorum.

A. G.

65. RETOUR of JOHN LORD DERNLE, as heir of Duncan Earl of Lennox, and descendant of the Earl's elder daughter, in half of the Earldom, etc.
—23d July 1473.

HEC inquisicio facta apud Dunbertane, vicesimo tercio die mensis Julij anno Domini millesimo quadringentesimo septuagesimo tercio, coram honorabili viro domino Johanne Culquhone de eodem, milite, vicecomite de Dunbertane, per hos nobiles dominos et honorabiles viros infrascriptos, videlicet Alanum dominum Cathkert, Robertum dominum Lile, Johannem Maxwel de Calderwod, Robertum Simpil de Elliotstone, Johannem Cathkert de Carloune, Johannem Chaumer de Gaytgarth, milites, Alexandrum Lyndissay de Dunrod, Jacobum Steuart de Artgollane, Jacobum Steuart, vicecomitem de Bute, Robertum Crauford de Achinnanys, Willelmum Steuart de Baldoran, Johannem Logane de Gertconel, Jacobum Douglas de Lekcanrach, Malcolmum M'Feran de Arrachare, Robertum Sympil de Foulewod, Willelmum Park de eodem, Johannem Arnicapil de Darleith, Johannem Culquhone de Cammysrodan, Andream Galbrath de Culcroich, Adam Wallace de Crago, Johannem Lile de Ardardan, Duncanum Nepare de Kilmahew, Malcolmum Leuenax,

Johannem Striuelyn de Cragbernard, Archibaldum Coningham, Thomam de Galbrath, et Arthurum Steuart: Qui jurati dicunt quod quondam Duncanus comes de Leuenax, proauus Johannis domini Dernle, latoris presencium, obiit vltimo vestitus et sasitus, vt de feodo ad pacem et fidem domini nostri regis de omnibus et singulis terris et annuis redditibus totius comitatus de Leuenax et domini eiusdem, cum pertinenciis, jacentibus infra vicecomitatum de Dunbertan; et quod dictus Johannes dominus Dernle est legitimus et propinquior heres eiusdem quondam Duncani, proauis sui, de capitali messuagio et de tota et integra dimidietate dictarum terrarum comitatus de Leuenax et superioritatis earundem cum pertinenciis tanquam de seniori filia dicti quondam Duncani legitime descendens; et quod est legitime etatis; et quod dicta dimidietas cum capitali messuagio predicto valet nunc per annum decem et quinquaginta libras et tantum valuit tempore pacis; et quod dicte terre cum pertinenciis tenentur in capite de supremo domino nostro Rege per seruicium warde et releuii, reddendo inde annuatim tres sectas curie ad tria placita capitalia vicecomitatus de Dunbertane; et quod sunt in manibus domini nostri regis legitime per seipsum per mortem dicti quondam Duncani per spacium quadraginta octo annorum, ob defectu introitus veri heredis: In cuius rei testimonium sigillum dicti vicecomitis, vna cum sigillis quorundam super dictam inquisitionem existencium, breui regio incluso, presentibus est affixum, anno, die, mense et loco supradictis.

66. INSTRUMENT OF SASINE in favour of JOHN LORD DERNLE, on a Precept from Chancery, in terms of the foregoing service.—27th July 1473.

IN Dei nomine amen: Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno incarnationis Dominice millesimo quadringentesimo septuagesimo tercio, mensis vero Iulii die vicesimo septimo, indictione

sexta, pontificatus sanctissimi in Christo patris et domini, domini nostri Sixti diuina providencia pape quarti anno tercio; in nostrorum notariorum testiumque subscriptorum presencia personaliter constitutus prouidus vir, Alexander Steuart de Gallistoun, certus et verus actornatus nobilis domini Johannis domini Dernle, ut lucide constabat per litteras actornati publice ostensas et perlectas, quoddam breue de saisina inclusum in cera alba, more capelle regie, vicecomiti et balliuis suis de Dunbertane directum, nobili viro Vnfrido de Culquhone, filio et heredi apparenti Johannis de Culquhone de eodem, militis, vicecomiti deputato de Dunbertane presentauit; cuius vero tenor de verbo in verbum sequitur et est talis: Jacobus Dei gracia Rex Scotorum, vicecomiti et balliuis suis de Dunbertane, salutem: Quia per inquisitionem de mandato nostro per vos factam et ad capellam nostram retornatam compertum est quod quondam consanguineus noster, Duncanus comes de Leuenax, proauus dilecti consanguinei nostri, Johannis domini Dernle, latoris presencium, obiit vltimo vestitus et saisitus vt de feodo ad pacem et fidem nostram de omnibus et singulis terris et annuis redditibus totius comitatus et domini de Leuenax cum pertinenciis jacentibus infra balliam vestram; et quod dictus Johannes est legitimus et propinquior heres eiusdem quondam Duncani proauis sui in capitali messuagio, et de tota et integra dimedietate dictarum terrarum comitatus de Leuenax et superioritate earundem, cum pertinenciis, tanquam de seniori filia dicti quondam Duncani legitime descendens; et quod est legitime etatis; et quod de nobis tenentur in capite; vobis precipimus et mandamus quatenus dicto Johanni vel suo certo actornato, latori presencium, saisinam dicti capitalis messuagii ac dicte dimedietatis dictarum terrarum comitatus de Leuenax, et superioritatis earundem, cum pertinenciis, juste habere faciatis, et sine dilacione; saluo jure cuiuslibet: Certificantes auditores seaccarii nostri si firme dicti capitalis messuagii et dimedietatis dicti comitatus cum pertinenciis existentes in manibus nostris per spacium quadra-

ginta octo annorum deuenerunt ad vsus nostros, saisina non recuperata, que firme se extendunt annuatim ad ducentas et quinquaginta libras, et capientes securitatem de ducentis et quinquaginta libris de releuio dicti messuagii et dimedietatis dicti comitatus nobis debito : Et hoc nullo modo omittatis : Teste meipso, apud Edinburgh, vicesimo quarto die mensis Iulii anno regni nostri decimo tercio. Quo quidem breui, ut prescribitur, publice et intelligibiliter viso, perlecto et intellecto, dictus Alexander Steuart instanter requisiiuit Vmfridum de Culquhone vicecomitem deputatum antedictum ad conferendum et dandum sibi tanquam vero et legitimo actornato Johannis Domini Dernle saisinam et statum hereditarium indilate de capitali messuagio et de tota et integra dimedietate terrarum comitatus de Leuenax et superioritate earundem cum pertinenciis secundum formam et tenorem breuis de saisina domini nostri Regis vicecomiti et balliuis suis de Dunbertan directi : Qui vero Vmfridus Culquhone vicecomes deputatus de Dunbertane supradictus volens exequi mandatum Regis personaliter accessit ad capitale messuagium de Ballach et ibidem dedit prefato Alexandro Steuart actornato dicti Johannis Domini Dernle saisinam et statum hereditarium de predicto capitali messuagio, ac de tota et integra dimedietate terrarum comitatus de Leuenax et superioritate earundem, cum pertinenciis, jacentibus infra vicecomitatum de Dunbertane per terre et lapidis tradicionem, ut est moris, nemine opponenti aut contradicenti. Super quibus omnibus et singulis sic premissis, peciit dictus Alexander Steuart, nomine et ex parte Johannis Domini Dernle, presens publicum fieri instrumentum. Acta sunt hec apud capitale messuagium de Ballach, hora quasi decima ante meridiem, anno, mense, die, indictione et pontificatu quibus supra ; presentibus prouidis et circumspectis viris, Magistro Georgeo de Abyrnethy, preposito ecclesie collegiate de Dunbertane, Andrea Steuart, canonico Glasguensi, Jacobo Douglas de Leccamrath, Duncano Napar de Kilmahew, magistro Johanne Akynheide, decano de Leuenax, Valtero Nobile

de Ferme, Alexandro Cambell de Portnalane, Duncano Foster, vicecomite deputato de Striueling, domino Johanne Red, vicario de Dunbertane, Patricio McGregor de Ardeconvell, Macolmo McGregor, filio et herede eiusdem, Jacobo Napar, Johanne Vatsone, Alexandro Stell, Bertrando Palcar, Johanne de Culquhone, Johanne Barbour, Duncano de Dunbertane, Johanne Forsith, Arthuro Ardyncapill, cum multis aliis testibus ad premissa vocatis pariterque rogatis :

[Sequuntur attestaciones Johannis Kerd, Johannis de Restone, et Daud Rede Presbyterorum diocesis Glasguensis, notariorum, in forma communi.]

67. DISCHARGE by KING JAMES III. to JOHN LORD DERNLE of all sums due for his entry to the Earldom of Lennox.—31st July 1473.

JAMES be the grace of God King of Scottis, to all and sindri oure liegis and subditis quhais knaulage thir oure lettres sal cum, greting : Wit ze that for-alsmikill as oure louet cousing, Johnne Lord Dernle, has componit with ws for the haile entre in the earldom of Levenax, with the pertinencis liand within oure shireffidome of Striueling and Dunbertane, and we haue gert deliuer to him our brevis thareuppoun, of oure speciale grace and for tendir fauouris that we haue and beiris to oure saide cousing, the quhilk Johnne Lord Dernle has made full and haile payment to ws of all and haile sowmez of money and compositionis tueching the said earldome ; We tharefor, for ws and oure successouris, quitelemys the said Johnne Lord Dernle, his aeris, executouris and assignais of all and haile the sowmez of money and compositionis forsaide and haldis ws wele and thankfully content and pait of the saide soumez, and dischargis him and thame thareof foreuirnar, be thir pre-sent lettres. Gevin vnder oure priue sele, at Edinburgh, the last day of the

moneth of Julij, the zer of oure Lord a thousand four hundreth seventy and thre zeris, and of oure regnne the thirtene zere.

68. TRANSMPT (dated 12th October 1473) of LETTER by KING JAMES III. charging the TENANTS of Lennox to obey John Earl of Lennox.—10th October 1473.

IN Dei nomine amen: Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno incarnationis Dominice millesimo cccc^{mo} lxxiii^o, mensis Octobris die xii^o, indictione vii^{ta}, pontificatus sanctissimi in Christo patris et domini, domini nostri Sixti diuina prouidencia pape quarti anno tercio, in nobilium dominorum testinumque subscriptorum presencia personaliter constitutus nobilis et prepotens dominus, Johannes comes de Leuenax et dominus Dernle, literas serenissimi principis Jacobi Dei gracia Scotorum Regis illustrissimi, eius sigillo priuato cera rubea sigillatas, eiusdemque subscriptione manuali subscriptas, mihi notario infrascripto tradidit publice perlegendas et copiandas; quarum tenor de verbo in verbum sequitur et est talis: James be the grace of God Kyng of Scottis, till all and syndry the fre tenandis and vtheris oure liegis and subditis quham it afferis, inhabitantis of the boundis of the erldome and lordschipe of the Leuenax gretyng: For-samekill as the said erldome of the Leuenax has of laynge tym bene in the



handis off ws and oure progenitouris, and now we, vith the avis and delyuerance of the Lordis of oure Consaile, for equite and justice, and for the layng and trew seruice done till ws and oure progenitouris be oure hertly belouyt cousyn, Johne Erle of the Leuenax and Lord Dernlee, we haf opynnyt oure chapell ande grantit him brevis corrsabile, be the quhilkis he is enteryt to the lordschip and superiorite of the saymymne, as we are informyt: Oure vill is herfor, and we charge zow stratly and comandis that zhe, and ilkan of zow, redyly ansuer, intende and obey to oure sayd cousyng in the sayd lordschip, efter the forme off his entre, vnder all payne and charge that efter may folow; delyuerynge thir oure letteris, be zou sene and vnderstandyne, again to the berar. Gevin vnder oure priue sele, at Edynburgh, the tend day of October, and of our regnne the fourten yhere. Super quibus omnibus peciit dictus Johannes comes de Leuenax per me notarium infrascriptum presens publicum sibi fieri instrumentum siue transumptum. Acta sunt hec apud Ballach, in quadam curia ibidem per dictum comitem tenta, anno, mense, die indictione et pontificatu quibus supra; presentibus, nobilibus honorabilibusque viris, Roberto domino Lile, dominis Georgeo Cambell de Lovdone, Roberto Sympill de Elyotistoun, Johanne Houstone de eodem, Villelmo Strive-lynge de Cadar, Alano Lokert de Le, militibus, Leone Herhaldo, magistris Georgeo Abyrnethy, preposito ecclesie collegiate de Dunbertan, Andrea Steuart, canonico Glasguensi, Johanne Akynheide decano de Levenax, Roberto Sympill de Foulvod, Jacobo Douglas de Leccamrath, Duncano Naper de Kilmahev, Macolmo Makclere, Roberto Makcalpyne, et multis aliis testibus ad premissa vocatis pariterque rogatis.

Et ego Johannes Kerd, presbiter Glasguensis diocesis, publicus auctorita-
tibus imperiali et regali notarius, premissis [*etc., in forma communi.*]

69. OBLIGATION by ROGER THOMSON, son of Thomas Rogerson of Drumdyvane, to PATRICK BUQUHANAN of that ilk, and his Son.—29th April 1474.

BE it kend til al men be thir present lettres, me Roger Thomason, son and ayre til vmquhile Thomas Rogersoun of Drumdyvane, til be bundyn and oblist, and be thir my present lettres, and the fayth in my body lelely and trevly byndis and oblis me, myne ayris and assignais, til ane nobil man, Patric of Buquhanan of that ilk, and to Waltir of Buquhanan, his son and ayre apperand, thare ayris and assignais, in the sovme of fyve hundreth marcis thretty and fyve marcis of gude and vsuale moneye of the kynrik of Scotland, in money novmerit and taulde as propir det for thare costis, skaythis and expensis, giff euir it sall happyn the landis of Strath tire, with tennandis, tenandriis, and thare pertinence, lyand in the sheriffdome of Perth, to be optenynt and wonnyn be ony law, be ony person or personis, fra the saydis Patric and Waltir, thare ayris or assignais, throwth ony alienacioun, wedset, or assedacionys made of the saydis landis with thare pertinence be me, or vmquhile my sayde fadyr, til ony person or personis quhatsumeuer in tyme by gane: For the quhilk sovme of fyfe hundreth marcis thretty and fyfe marcis to be payt in the sayde cas, as sayde is, within the Cathedrale Kyrk of Dunblane, vpon the hie altar of that ilk, in ane hale sovme and togiddyr, vpon ane daye betuix the son rising and the son gangyng to of that ilk, I the sayde Roger Thomson byndis, oblis, astrenzeis and drawis me, myn ayris and assignais, and all and syndryoure landis, rentis, possessionis and guidis, movabil and vnmovable, quhatsumeuer to the saydis Patric and Waltir, thare ayris and assignais, at the will of thame, to be tane, pundit, distrenzeit and away led, mercat and penny tharoff to be made quhil the sayde sovme be payt, in the sayde cas, and fullyle content and assithit, vndyr the strateest and sykyrest stile and forme of obligacioun, na remede of law, canon nore ciuile in the

contrare to be proponit, schawyn, nore allegit, all fraude, gile, caiullacioun, excepcioun, and evile ingyne removit and excludit. In witnes of the quhilk thing to thir my present lettres my seile is affixit, at Dunblane, the penult day of the moneth of Aprile, the zere of God ane thousand four hundreth sevynty and four zeris.

70. LEASE by PATRICK OF DENUN of Hangatschaw to JOHN EARL OF LENNOX of the lands of Hangatschaw.—28th October 1475.

BE it kend tyll all men be thir present letteres, me Patryk of Denun of Hangatschaw, tyll haff sett and to male and ferme lattyn, and be thir present letteres, settis and to malle lattis tyll a rycht worschipfull and a mychty lorde, Johne Erle of Lenax, Lord Dernle, all and halle my landis of the Hangatschaw, with thar pertinence, lyande within the barony of Cultry and the shirefdom of Lanark, for the termys of tuelf zere next inmedyat folowande the date of thir present letteres : To be haldyn and to be hade the forsaide assedatioun and tak to the forsayd lord, his ayris, assignays and subtenandis, halyly, quietly, weill and in pece, without ony reuocacioun or aganstandyn, with halyng, huntyng, fowlyng, fyschin, with mur, mose, pasturis, medowis, with fre yscha and intre in the commown, with all other fredomys, commoditeis and aysmentis, wnder erde and abon, that pertenyis ony malar to haff, the tym of the entre of the forsayd lorde to the forsayde tak and assedatioun, at the fest of Saint Martyn next folowande the date of thir present letteres ; the forsaid lord, his ayris and assignais payand zerly to me, myn ayris and my assignais fyff merkis of the vsuell money of [Scotland, at] tua vsuell termes of the zer, Whitsunday and Martymes, be ewenly portionys ; and I, the forsayd Patryk, grantis me to haff resawit tuell zeris malle hale and togedder befor hande payit of my forsayd landis of Hangatschaw, and quietelamys

and dischargis the forsaid lord, his ayris and assigneis of the forsayd tuell zeris malle for euer, renunciande the exceptioun de pecunia non numerata. And I forsuth, the forsayd Patryk, my ayris and assigneis, the forsaid assedatioun and tak of tuellf zeris of my landis of Hangatschaw to the forsayd Lord Johne, his ayris, assigneis, and subtenandis, aganys all dedly, we sall warand, acquet, and defende. In witnes of the quhilk thing to this letter of assedatioun I haff affixit my seelle, at Pebles, the xxviii day of October, the zer of God a thousand iiij^e lxxv zere; befor thir witnes, John the Hay, and Wilzam Hay, Master Andro Hay. Item, quhat tyme that the said Patryk, myn airis or assignais, hapnis to pay the fourty lib., or sa mekel as hapnis to be wurun of the tak to the said Lord, I sall haf full regress to my sayd lands of Hangatschaw.

71. GIFT by KING JAMES III. to JOHN EARL OF LENNOX of the ward of the lands, etc., of James Stewart, Sheriff of Bute.—8th January 1475.

JACOBUS Dei gracia Rex Scotorum, omnibus probis hominibus suis ad quos presentes litere peruenerint, salutem: Sciatis quod dedimus et concessimus, ac tenore presencium damus et concedimus dilecto consanguineo nostro, Johanni comiti de Leuenax et domino Dernle, wardam omnium et singularum terrarum, reddituum et possessionum nobis racione warde per mortem Jacobi Stewart vicecomitis de Bute, pertinencium, jacencium in insula nostra de Bute, necnon maritagium Niniani Stewart filii et heredis dicti quondam Jacobi, cum proficuis eiusdem maritagii: Tenendam et habendam wardam omnium et singularum dictarum terrarum, reddituum et possessionum pro toto tempore warde earundem, necnon maritagium dicti Niniani, prefato Johanni comiti de Leuenax et suis assignatis, pluribus aut vni, cum, omnibus et singulis libertatibus, commoditatibus et proficuis ad

dictam wardam et maritagium spectantibus, seu quouismodo iuste spectare valentibus in futurum, libere, quiete, plenarie, integre, honorifice, bene et in pace, sine aliquo retinemento aut reuocacione quacunque, ac semper et quousque heres legitimus vel heredes legitimi dictarum terrarum legitime etatis existentes statum et sasinam legitime recuperauerit seu recuperauerint de eisdem: Quare vniuersis et singulis quorum interest vel interesse poterit stricte precipimus et mandamus quatenus dicto Johanni comiti de Leuenax et suis assignatis, pluribus aut vni, in omnibus et singulis dictam wardam et maritagium concernentibus prompte respondeant, pareant, et intendant, sub omni pena que competere poterit in hac parte. Datum sub nostro secreto sigillo, apud Edinburgh, octauo die mensis Januarii anno Domini millesimo quadringentesimo septuagesimo quinto, et regni nostri decimo sexto.

72. OBJECTIONS to be stated by JOHN EARL OF LENNOX to the service of AGNES OF MENTETH of Rusky, spouse of John of Haldin, as heiress of Duncan Earl of Lennox.—[*Circa 1476.*]

Rationes contra vicecomitem, contra marum, contra breve, contra diem, contra locum, et, post omnes exceptiones, contra punctus brevis.

Contra Vicecomitem.

In the fyrst, as to the schiref, yhe sall ask his pover direct to him as schiref in that part, and luk effectusly gif he has kepyt al the poynttis contenyt in his commissioun; for gif his proces discorde in onything fra the pover direct to him, than cessis the seruing of the bref.

Contra Marum.

Item, yhe sal se deligently quhilk mar maid the summondis of the baronis to cum her, and rychtsa quhylk mar proclanyt the bref, and se gif that mar

or maris be maid be him that is schiref in that part, or be the schiref of the schyr; and gif the mar of that schyr maid the summondis withoutt pover of him that is schiref in that part, than is nother the summondis nor proclamation of the bref of vale: for sene thair is a schiref maid to be juge in that part, al the ministeris of that court suld be maid be him in that part, excep the ministeris maid be the King.

Contra Breve.

Item, ye sal aleig that the breuis of inquest suld be seruit quhar the verite of the mater may be best knavin, and that is in the schyr quhar the lande lysis; and that the inquest sulde nocht be brocht of the schyr, bot gif it war for a lauchful caus, the quhilk caus sulde be expremit in the Kingis lettres of mandment: and gif thar be na cause specifyit, than yhe ask the bref to ces quhyll it be proclamyt to be seruit within the schyr.

Contra Diem.

Item, yhe sal tak gude tent gif the bref be cryit tyl a certane day, or tyll a day witht contenuacion of dais; and gif it be witht contenuacion of dais, than yhe sal aleig that it is nocht cryit ordourly, for the bref of inquest suld be proclamyt tyl acertane withoutt continuacion of dais.

Contra Locum.

Item, yhe sal wnderstande quhether it be proclamyt to be seruit in Edinburgh, or in Edinburgh or quhar it happyns the King to be for the tym: and gif it be quhar it happinis the King to be, than yhe sal sa it is nocht ordourly proclamyt, for that bref suld be proclamyt tyl a certane place or ellis it is of nane availl.

Contra Peticionem.

Item, gif it passis tyl ane inquest, than tak gude tent quhat he clamis in;

gif he clamis other lande or superiorite of the Lefnax, haf a notar witht yhow a[nd] tak ane instrument thair of; for that sal kep ye skaithles aneus his respyt, for his respyt extendis bot tyll the said Johan his landis and gudis, and sene he schapis now to folow the saidis landis and superiorite be a bref of inquest [thair for] he grantis at thai war nocht his landis that tym that the respyt wes granttyt tyll him, and sa nother that lande nor superiorite war wnder that respyt.

Contra pvnctus brevis.

[omni]bus terris, etc.

In the fyrst, gif he sais that his wiffis formoder or forfader deit last vestit and seissit of the superiorite of the Lefnax, than yhe sal say that it is fundin be ane inquest of the baronis of that schyr that yhe ar cummyn of the eldest, and for that caus, the said Johan Haldane's wyf may nocht be cummyn of the eldest; bot gif scho war cummyn of the samyn that ze ar cummyn off.

Si sit legitimus et propinquior heres.

Item, gif he sais that his wyf is nerest ayr to ony persone of that superiorite, than aleig the resone forsaid, that, sene it is fundin that yhe are cummyn of the eldest, scho may nocht be ayr to the superiorite quhilk is apropyrryt euer to the eldest.

In cujus manibus nunc existunt.

Item, gif he sais that the superiorite is in the Kingis handis, than yhe sal say that it is in yhour handis as yhour propyr heritage, and schaw to the inquest how yhe purchest yhour brevis of inquest of the Kingis chapell, and present thaim to the schiref of the schyr, and how thai war proclamit tyl a certane day, and seruit in the presence of the procuratouris of the said Johan Haldane, and how yhe present the retour clos agane to the chapell, and than yhour brevis of seissing war direct fra the Kingis Henes to the schiref, the

quhilk schiref geif yhow heritable stait and possessione of half the said erldome with the superiorite, as eldest, and schaw yhour possessione be ane instrument or sic testimoniale as yhe tuk of yhour seissing.

Item, yhe sal aleig that, sen yhe schaw stait and possession of that superiorite throw the deliuerans of ane inquest, that thairfor thar suld nane other inquest pas tharvpon, on to the tym at that inquest be inprevyt ; and specialy sene the bref of errour is ordanyt be the Act of Parleament to be a remede to thaim that ar hurt in thair heritag be ony inquest, and tharfor sene yhour party wyll nocht sek the remede ordanyt tharfor be the law, ye protest and charg the inquest that thai deliuer nocht apon yhour heritag of the quhilk thai se yhour stait and possessione.

73. INSTRUMENT OF PROTEST by JOHN OF YLAY, Lord of the Isles, relative to his divorce from ELIZABETH, his spouse.—17th July 1476.

IN Dei nomine amen : Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno Incarnacionis Dominice millesimo quadringentesimo septuagesimo sexto, mensis vero Julii die decima septima, indiccione nona, pontificatus sanctissimi in Christo patris et domini nostri, domini Sixti diuina prouidencia pape quarti anno quinto, in mei notarii publici ac testium subscriptorum presencia personaliter constitutus honorabilis vir, Johannes Ogilwy, nomine et ex parte nobilis et potentis domini, Johannis de Ylay, Domini Insularum, venerabili et circumspecto viro magistro Thoma Forsyth, canonico Glasguensi ac iudici delegato in quadam causa matrimoniali inter prefatum dominum et Elizabetht eius sponsam specialiter constituto, existenti . . . omnibus melioribus modo, via, et jure quibus potuit, solempniter protestatus est quod monitio facta per dictum magistrum Thomam tanquam judicem superscriptum contra dictum dominum non cederet eius in preiudicium quum prout

et ex eo quod prefatus dominus, vt asseruit predictus Johannes, offerebat se promptum et paratum dictam Elizabetht recipere et eandem maritali affectione pertractare ac vitam ipsius domini, necnon omnes et singulas terras et possessiones eiusdem pro impunitate et securitate persone et vite prenominate Elizabetht fiendas in voluntate supremi domini nostri Regis casu quo dicta Elizabetht pateretur aliquod dampnum per suprascriptum dominum aut quoscunque alios ante defectum ipsius Domini Insularum. Super quibus omnibus et singulis supradictis prefatus Johannes Ogilwy, nomine dicti Domini Insularum, a me notario publico subscripto sibi fieri peciit vnum seu plura publicum seu publica instrumentum seu instrumenta. Acta erant hec infra burgum de Edynburghth, in hospicio Jacobi Cammeron burgensis dicti burgi, hora tertia post meridiem, vel eocirca, sub anno, mense, die, indicione et pontificatu quibus supra; presentibus ibidem, reuerendis in Cristo patribus ac dominis, dominis Henrico et Angusio Dei et apostolice sedis gracia Rossensi et Sodorensi episcopis, ac venerabilibus et magne sciencie viris magistro Johanne Lok in sacra theologia professore eximio ac ecclesie cathedralis Brechinensis canonico, domino Edwardo Bonkyl ecclesie collegiate Sancte Trinitatis prope Edynburghth preposito, et Fratre Johanne Muyr, totius ordinis Fratrum Predicatorum infra regnum Scotie vicario generali, cum diuersis aliis testibus ad premissa vocatis pariter et rogatis.

Et ego Jacobus Fobdy artium magister, presbiter Sanctiandree diocesis, publicus autoritatibus imperiali et regali notarius, quia [*etc., in forma communi.*]

74. INSTRUMENT of REVOCATION and APPOINTMENT of PROCURATORS by JOHN EARL OF LENNOX.—11th December 1476.

IN nomine Domini, amen. Tenore presentis publici instrumenti, cunctis pateat euidenter et sit notum quod anno Incarnacionis Dominice millesimo

quadringentesimo septuagesimo sexto, mensis vero Decembris die vndecima, indicione decima, pontificatus sanctissimi in Christo patris et domini nostri, domini Sixti, diuina prouidencia pape quarti, anno sexto, in mei notarii publici et testium subscriptorum presencia personaliter constitutus nobilis et potens dominus, Johannes comes de Levinax ac dominus Dernle, citra tamen quorumcunque procuratorum per eum hactenus constitutorum reuocaciones omnibus suis melioribus modo, via, iure tam forma pariter et effectu quibus melius et efficacius de iure potuit aut debuit, fecit, constituit, creauit, nominauit ac solemniter et expresse ordinauit circumspectos viros, magistrum Johannem Browne, clericum, et dominum Willelmum Scot, capellanum, et eorum quemlibet in solidum, et cum potestate substituendi suos veros, legitimos, et indubitatos procuratores, actores, factores et negociorum suorum infrascriptorum gestores, ac nuncios speciales et generales, ita tamen quod specialitas generalitati non diroget, nec e contra, sed quod vnus eorum inceperit alter eorundem id proseguire valeat mediare et finire cum effectum, dans et concedens dictus dominus comes constituens prefatis suis procuratoribus et eorum cuilibet insolidum, coniunctim et diuisim, ac eorum et cuiuslibet eorundem substituto et substitutis, suam, puram, liberam, plenariam et expressam potestatem ac mandatum speciale ad appellacionem et appellaciones alias per eundem dominum comitem supradictum a reuerendo patre, Johanne episcopo Dunblanensi et suo officiali, ac a domino Luca Arnot ad vniuersitatem causarum auditorii dicti domini episcopi commissario constituto interpositam et interpositas in quadam causa illegitimationis siue bastardrie mota et pendente indecisa inter eundem dominum comitem actorem ab vna, et Agnetem Myntethe assertam sponsam Johannis Hawdene de Rusky, ream, partibus ab altera, eidem domino episcopo et suis officialibus quibuscunque ac prefato domino Luce suo commissario antedicto ac aliis quibuscunque quorum de iure intererit aut id fieri debeat in ecclesia de Dunblayne aut extra eam vbicunque

loci et temporis oportunitas affuerit pro eo et procuratorio nomine ipsius publicandum intimandum insinuandum et notificandum, publicarique insinuari et notificari faciendum, ac ad ipsius domini episcopi Dunblanensis antedicti et eius officialium vnius vel plurium ac dicti domini Luce commissarii sui alias ad huiusmodi cause cognitionem specialiter constituti adque aliorum omnium quorum de iuris necessitate interest aut interesse poterit noticiam deducendum et deduci faciendum appellationes secundum formam huiusmodi suarum appellationum semel et pluries ac vicibus repetitis petendum et capiendum, ac super huiusmodi suis insinuacione et intimacione appellationum petitione et receptione ac aliis quibuscunque que eos aut eorum aliquem aut substitutum vel substitutos ab eis vel eorum aliquo occasione premissorum facere, perficere, seu procurare contigerit, instrumenta petendum et leuandum, ac omnia alia et singula faciendum, dicendum, exercendum et procurandum, que circa huiusmodi appellacionis et appellacionum, insinuaciones, intimaciones et notificaciones necessaria fuerint seu quomodolibet oportuna, et que ipsemet dominus constituens faceret seu facere posset, si premissis personaliter interesset: eciam, si talia forent que mandatum exigenter magis speciale quam presentibus est expressum, vnum quoque vel plures, plurem seu plures loco sui vel cuiuslibet ipsorum substituendum et eosdem destituendum, si opus negotii id deposcat, et loco destituti vel destitutorum alium vel alios recreandum et resubstituendum qui similem aut magis limitatam potestatem habeat seu habeant in premissis, presenti procuratorio nihilominus in suo robore duraturo: promisitque insuper dictus dominus constituens michi notario publico subscripto stipulanti et recipienti vice, nomine, et ex parte omnium et singulorum quorum interest aut intererit, se ratum, gratum, firmum atque stabile habentem et pro perpetuo habiturum totum et quicquid dicti sui procuratores vel eorum aliquis aut substitutus vel substituti ab eis vel eorum aliquo in premissis duxerint seu duxerit faciendum, sub ypotheca et obligacione omnium bonorum suorum

mobiliū et immobiliū presencium et futurorum. Super quibus omnibus et singulis dictus dominus comes constituens a me notario publico subscripto sibi fieri atque tradi peciit vnum et plura publicum et publica instrumentum et instrumenta. Acta fuerunt hec in camera venerabilis viri, Magistri Willelmi Sympill, canonici Glasgwensis, apud Glasgw, anno, mense, die, indiccione, et pontificatu, predictis; presentibus ibidem, venerabilibus et discretis viris, magistris Willelmo Sympill antedicto, Andrea Stewart canonicis ecclesie Glasgwensis, Johanne Raburn, Alexandro Campsy, et Alexandro Blak, cum diuersis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Arthurus Jaksoune clericus Glasgwensis diocesis, publicus auctoritate imperiali notarius, quia [*etc., in forma communi.*]

75. BREVE from CHANCERY for serving AGNES OF MENTETH of Rusky, spouse of John of Haldin, heiress to her great-grandfather, Duncan Earl of Lennox.—23d January [1476.].—Copy.

JACOBUS Dei gratia Rex Scotorum, omnibus probis hominibus suis ad quos presentes litere peruenerint, salutem: Sciatis quod fecimus, constituimus, deputauimus et ordinauimus, ac tenore presencium facimus, constituimus et ordinamus dilectos consanguineos nostros, Thomam Dunn, equitem, Willelmum Edmondston de Duntreth, Herbertum Murray, et Alexandrum Coninghame, ac eorum quemlibet, coniunctim et diuisim, vicecomites nostros de Striuelyn in hac parte, et ad infrascripta duntaxat; videlicet, ad exequendum breue inquisitionis capelle nostre impetratum per Agnetem de Menteth de Rusky, sponsam Johannis de Haldin, super terris et annuis redditibus quondam Duncanis comitis de Lenax patris sue, scilicet, vnigenite filie quondam Margarete de Lenax ac proauī dicte Agnetis, iacentibus infra vicecomitatum de Striuelyn; dantes et concedentes dictis Thome, Willelmo, Herberto, et

Alexandro, vicecomitibus nostris in hac parte, et eorum cuilibet coniunctim et diuisim, plenariam potestatem et mandatum speciale, curiam vicecomitatus de Striuelyn, apud Edinburgh, tenendi, pro deseruicione dicti breuis, statuendi includendi, affirmandi et tenendi, ac dictum breue recipiendi, aperiendi et proclamandi necnon barones, liberetenentes, ac probos et fideles homines patrie, et infra vicecomitatus de Striuelyn, Dunbertan et de Perth ad deseruicionem dicti breuis de execucione eiusdem premuniendi ac dictum breue, apud Edinburgh, per dictos barones, liberetenentes et probos exequendi, ac super punctis et articulis in eodem contentis determinandi et deliberandi, ac deliberacionem eorundem, vt moris est capelle nostre, retornandi, ac eciam substitutos et ministros curie vicecomitatus necessarios vnum vel plures in presenti substituendi et deputandi pro execucione officii vicecomitis, et premunitione predicta faciendi, ac omnia alia et singula faciendi, gerendi, et exercendi que ad officium vicecomitis in execucione breuis inquisitionis de iure seu consuetudine dinoscuntur pertinere: Ratum et gratum habentes et habituri totum et quicquid dicti vicecomites nostri vel eorum aliquis coniunctim seu diuisim aut substituti vel ministri sui, plures aut vnus, in premissis iuste duxerint vel duxerit faciendum. Quare, vniuersis et singulis quorum interest vel interesse poterit stricte precipimus et mandamus quatenus dictis vicecomitibus nostris in hac parte ac eorum cuilibet, coniunctim et diuisim, ac substitutis et ministris suis, pluribus aut vni, in omnibus et singulis premissa tangentibus, et eciam tanquam vicecomitibus nostris de Dunbertan et de Perth predictam premunitionem faciendo prompte respondeant pareant et intendant, sub omni pena que competere poterit in hac parte. Datum sub testimonio magni sigilli nostri, apud Edinburgh, xxiii^o die mensis Januarii, anno regni nostri xvi^o

76. GRANT by KING JAMES III. to JOHN LORD DERNLE of the office of Keeper of the Castle of Rothissaye.—8th May 1477.

JAMES, be the grace of God, King of Scottis, to all and sindri oure liegis and subditis quham it efferis, quhais knaulage thir oure lettrez salcum, greting : Wit ze ws to haue commitit, and be thir oure lettrez committis, to our wele-belouet cousing, Johnne Lorde Dernle, the keping and governance of oure castell of Rothissaye, in Bute, for a zere next tocum eftir the date of thir our lettrez, and fra thine furth, enduring oure will : with power to mak and depute vndir him, for the keping of oure saide castell, connestablis, garitouris, wachmen, portaris, jeuelouris, and all vthir officiaris nedefull ; for the quhilkis he salbe haldin to ansuer : For the keping of the quhilk castell, we haue assignit, and be thir oure lettrez assignis to the saide Johnne, oure cousing, enduring the saide tyme, all feis, fealis, and vthir dewiteiz like as is contenit in our lettrez vndir oure gret sele and priue sele made to oure saide cousing tharuppon of before. Quharefore, we charge straitlie, and commandis all and sindri oure liegis aud subditis quham it efferis foresaidis, that ze, and ilkane of zow, reddily intend, ansuer, and obeye, to the saide Johnne, oure cousing, his connestablis and officiaris vndir him, iu all thingis concernyng the keping and governance of oure saide castell ; and als that ze ansuer to the saide Johnne, our cousing, in the delinering and paying to him of his feis, fealis, and dewiteiz, like as is contenit in oure saide lettrez, enduring the tyme abone writin, vndir all the hiest paine and charge that eftir may folow. Thir our lettrez, for a zere next tocum eftir the date of thame, and fra thine furth, for oure will, as saidis is, to endur. Gevin vndir oure priue sele at Edinburgh, the viij day of Maij, the zere of our Lorde a thowsand foure hundreth sevinty and sevin zeris, and of our regnne the sevintene zere.

Per signaturam.

77. SUBMISSION by JOHN EARL OF LENNOX and ALEXANDER LORD KYLMAWRIS concerning the duties of the lands of Entyркyn.—7th August [1478.]

At Renfrew, the vij day of August the zer of our Lord lx [¹] and mychty lordis Jon Erl of Lenax on the ta part, and Alexander Lord Kylmawris on the tother part, at for sa mykill as [] hyme to be tenand to the sayd Erl of Leuenax of the landis of Entyркyn, within the barony of Torboltoun, and desyris to haf the benevolens of the sayd lord erl in sa fer as law will, and to compone with hyme for sic dewteis and profitis as may be askyt of the sayd landis be the sayd lord erl, gef he the forsayd Lord Kylmawris recoueris thaim be ony maner of brevis, to the quhilk the sayd lord erl is content, and grauntys hyme justice, als fer as in hyme is, and referris the composicioun of the profitis and dewteis at mycht fall till hyme be law to thir personnes vndirwrityn ; that is to say, Robert Lord Lile, Schir Georg Cambell, Schiref of Are, Adam Wallace of Crago, or to ony twa of tham, falzeand of the thyrd be ony resonabill cause : To the quhilkis baith the sayd lordis hafe gefyn bodyly fayth befor me notar persoune of Torboltoun and thir wytnes, Georg of Maxuell of Carinsalach, Jhon Sympill of the Foulwood, Thomas Jardyn of Donovale, and otheris diuers. Subscribyt with thair awin handis, Jhon Steward, Alexander of Conyngname. Huiusmodi vero cedulam appunctuacionis et concordie vt prefetur manibus dictorum potentium dominorum subscriptam pecierunt predicti honorabiles et potentes domini sibi fieri alternatim sub publicis instrumentis. Acta erant hec in capella Sancte Marie Virginis contigue edificata super muros ecclesie parochialis de Renfrew, coram altari eiusdem, anno, mense, die prescriptis, indicione xi, pontificatus Sixti pape quarti anno vii, coram testibus prescriptis.

Et dum ego Jacobus Lermouth, canonicus Glasguensis, rector ecclesie de Torboltoun, tam regali quam imperiali auctoritate notarius, predictis

¹ Original torn.

appunctuacionis et concordie cedula scripture ac dictorum dominorum manuali subscripcioni et omnibus aliis premissis [*etc., in forma communi.*]

78. INSTRUMENT upon ROBERT BLAKADIR, Archdeacon of St. Andrews, appointing certain parties to act as his procurators.—18th August 1478.

IN Dei nomine [amen.] Per hoc presens publicum instrumentum cunctis pateat euidenter et sit notum quod anno Incarnacionis Dominice millesimo quadringentesimo septuagesimo octauo, die vero mensis Augusti decimo octauo, iudiccione vndecima, pontificatus sanctissimi in Christo patris ac domini nostri, domini Sixti diuina prouidencia pape quarti anno septimo, in mei notarii publici ac testium subscriptorum presencia personaliter constitutus venerabilis et circumspectus vir, Robertus Blakadir, archidiaconus Sancti-andree ac rector ecclesie parochialis de Guven, canonicus Glasguensis, omnibus melioribus modo, via, jure, et causa quibus melius et efficacius potuit seu debuit, fecit, constituit, creauit, nominauit, ac solempniter ordinauit suos veros legitimos ac indubitatos procuratores, actores, factores, ac negociorum suorum infrascriptorum gestores ac nuncios speciales et generales ita quod specialitas generalitati non deroget, nec e contra, videlicet, venerabiles ac prouidos viros, magistrum Willelmum Wallas, supremi domini nostri regis medicum, dominum Daud Luthirdal, archidiaconum Dunkeldensem, Snawdone Heraldum, Adam Wallas de Crago, Vnicorn Signiferum dicti supremi domini nostri : Dans et concedens dictis suis procuratoribus et eorum cuilibet in solidum suam meram liberam et plenariam potestatem ac mandatum speciale ad presentandum, notificandum, et insinuandum quascunque literas apostolicas et processus factos et faciendos de et super prouisione apostolica dicto domino constituenti vigore gracie expectatorie sanctissimi domini nostri pape seu alias quouismodo super dicta rectoria de Guven facta reuerendo in Cristo

patri ac domino, domino Johanni Dei et apostolice sedis gracia episcopo Glasguensi, ac etiam fructus, redditus, et prouentus, jura et obuenciones huiusmodi beneficii leuandum, petendum, exigendum, recipiendum, et recuperandum, ipsos vendendum et arrendandum, et ad firmam dandum, tradendum, et concedendum, et de receptis quietandum et pactum de aliquid vltius non petendo faciendum, et si necesse fuerit, pro hiis omnibus vniuersis et singulis coram quibuscunque iudicibus, ecclesiasticis vel temporalibus, agendum et defendendum, conueniendum et reconueniendum, libellos dandum et recipiendum, excuratorias, dilatorias et peremptorias declinatorias alias protestationes et requisiciones quascunque proponendum et prosequendum, replicandum, duplicandum, triplicandum, et si necesse fuerit quadruplicandum, litem seu lites contestandum, de calumnia vitanda veritate dicenda in animam suam jurandum, ponendum, articulandum, posicionibus et articulis ex aduerso respondendum, testes, literas, acta, instrumenta, et queuis alia probationum genera producendum contra predicta ex aduerso dicendum et objiciendum, iudicum officia impetrandum, beneficium absolutionis et restitutionis in integrum simpliciter et ad cautelam a quibuscunque sententiis ab homine vel de iure latis vel ferendis petendum et obtinendum, in causa et causis reuidendum et concludendum et concludere petendum, sententiam et sententias interlocutoriam et interlocutorias diffinitivas et alias quascunque ferri et promulgari petendum et audiendum, et ab eis et a quocunque¹ vel inferendo semel uel pluries si opus fuerit prouocandum et appellandum, appellationem seu appellaciones proponendum prosequendum, innovandum, intimandum, insinuandum et notificandum appellaciones [petendum] et recipiendum, expensas taxari petendum, vnum quoque vel plures procuratorem seu procuratores loco sui in premissis omnibus et singulis substituendum, qui consimilem vel limitatam in premissis habeat seu habeant potestatem, ac eum vel

¹ Original torn.

eos reuocandum, presenti procuratorio nichilominus in suo robore duraturo : Et generaliter omnia alia et singula faciendum, gerendum, et exercendum que in premissis necessaria fuerint seu eciam oportuna : Promisitque dictus constituens michi notario publico subscripto legitime stipulanti nomine et vice omnium et singulorum quorum interest vel intererit ratum gratum atque firmum habentem et habiturum totum et quicquid per dictos suos procuratores vel eorum aliquos substitutum vel substitutos ab eis vel eorum aliquo actum, factum vel gestum fuerit in premissis, et quolibet premissorum, et [in] iudicio sisti et indicatum solui, sub ypotheca et obligacione omnium bonorum suorum presencium pariter et futurorum. De et super quibus omnibus et singulis prefatus constituens a me notario publico infrascripto sibi fieri peccit vnum seu plura publicum seu publica instrumentum seu instrumenta. Acta erant hec in palacio supremi domini nostri Regis, in camera reuerendissimi in Cristo patris ac domini, domini Willelmi Dei et apostolice sedis gracia archiepiscopi Sanctiandree confirmati, apud Edinburgh, hora quasi vndecima ante meridiem vel eocirca, sub anno, mense, die, indicione et pontificatu quibus supra ; presentibus ibidem honorabilibus viris, domino Johanne de Carlell, milite ac domino Karlel, Magistro Thoma Kennedy, rectore de Disart, domino Jacobo Alardes archidiacono Morauensi et canonico Glasguensi, cum diuersis aliis testibus ad premissa vocatis pariterque rogatis.

Et ego Patricius McCowloch, presbiter Candidecase diocesis, publicus auctoritate apostolica notarius, quia [*etc., in forma communi.*]

79. SASINE in favour of GILBERT OF HAMYLTON of the half lands of Inche of Bathcate.—13th November 1481.

IN Dei nomine amen : Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno ab Incarnacione Domini millesimo quadrin-

gentesimo octuagesimo primo, mensis vero Nouembris die decimo tercio, indicione decima quinta, pontificatus sanctissimi in Christo [patris] ac domini nostri, domini Sixti diuina prouidencia pape quarti anno vndecimo, et regni serenissimi ac metuendissimi domini Jacobi Scotorum Regis illustrissimi anno vicesimo secundo: In mei notarii publici et testium subscriptorum presencia constitutus nobilis vir, Michael de Hamyltoun de Lochous, accessit ad principale manerium terrarum de le Inche de Bathcate cum pertinenciis iacencium in regalitate de Bathcate, infra vicecomitatum de Renfrew, et de tota et integra dimidietate dictarum terrarum de le Inche de Bathcate, cum pertinenciis, quas tenuit in capite de nobili et prepotente domino Johanne Domino de Dernle, per modum feodifirme, sasinam hereditariam ex consensu et voluntate dicti domini superioris domini earundem terrarum cum pertinenciis, ut asseruit, carissimo filio suo et apparenti heredi, Gilberto de Hamyltoun presenti personaliter et recipienti per donacionem terre et lapidis, ut moris est, per manus suas proprias contulit et deliberauit ac eiusdem dimidietatis terrarum cum pertinenciis possessionem tradidit corporalem, saluo iure cuiuslibet. Super quibus omnibus et singulis prefatus Gilbertus a me notario publico infrascripto sibi fieri peciit publicum seu publica instrumentum vel instrumenta: Acta fuerunt hec super solum sepedictarum terrarum cum pertinenciis, apud capitale manerium earundem, hora quasi vndecima ante meridiem sub anno, die, mense, indicione et pontificatu supradictis; presentibus, nobili viro, Alexandro de Hamyltoun de Ballincrefe, Adam Heryng, scutiferis, Johanne Gray, Johanne Gylberti, et Jacobo Gylberti, cum multis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Willelmus Akinhede, clericus Sanctiandree diocesis, imperiali et regali autoritatibus publicus notarius, predictis [*etc., in forma communi.*]

80. LETTER by KING JAMES III. charging JOHN LORD DERNELE to deliver the Castle of Edinburgh to JOHN EARL OF ATHOLE.—7th October [1482.]

JAMES, be the grace of God King of Scottis, til our cousing Johne Lord Dernle, greting: Our will is, and we charge zou that, thir our lettres sene, but delay ze deliuer our Castell of Edinburgh til our derrest eme Johne Erle of Athole, or to quham he sendis to zow for the resaving thair of, berar of thir our lettres, endenting with him quhat gudis ze deliuer in the said castell; the quhilk being deliuerit be zou, as said is, we discharge zou of the keping thair of, be thir our lettres. Gevin vnder our signet and subscripcioun manuel, in absence of our priue seele, at Edinburgh, the vij day of October, and of oure regne the xxiiij zer.



81. SIGNATURE by KING JAMES III. to JOHN LORD DARNLIE, declaring him and his associates innocent with respect to his Majesty's detention in Edinburgh Castle.—19th October 1482.

OURE souerane Lord ordanis that a lettir vudir the grete sele be made to his cousing, Johnne Lord Dernlie, schewand and declarand that quhen our saide souerane Lordis Hienes come fra Lawdir to Edinburgh, and was haldin and kept in warde agane his will in the castele of Edinburgh, that his Maieste

dred and doutit that certane lordis and persounys that was than about him wald hafe slayne and vndone him ; for the quhilk dreide, and for sauftte of his life, and for the singler traiste that he had in the said Lord Dernlie, his Hienes haith prait and chargit him, with certane seruituris of his, to remayne and awayt apoun his persoun, baith nicht and day, for the keping and defence of him as saide is ; and alsa that his Maieste chargit and gafe licence to the said Lorde Dernele to sele and subscribe with his hand certane endenturis, ligis, and bandis made be the remanent of the Lordis ; the quhilk he causit him to sele and subscribe, to eschew that tha Lordis suld tak na suspicioun again the saide Lord Dernlie be refusing thareof, and tharethrow haue removit and put him fra the keping of the saide castell, and of oure Souerane Lordis persoun ; and in likewis, that his Hienes, the tyme that his bruthir the Duc of Albany come and assegit the saide castell for the deliuering of him furth of the sammyn, his Hienes chargit and causit his cousing, the Lorde Dernlie forsaid, to hald and defend the saide castell, and that it was gevin oure at his command incontinent eftir that he schew it was his will to haue bene furth at his saide bruthir ; and that his said cousing held him nocht agane his will, bot remanyt with him, be his avne request and charge as saide is ; and tharefor decernis and declaris the saide Johnne Lord Dernlie and his seruituris and familiaris that was with him in the saide castell, that is to say, Walter Stewart, George of Maxwell, Maistir Johnne of Maxwell, Johnne Stewart, Alexander Stewart, Johnne of Maxwell, Robert Flemyng, Charlis of Powek, Johnne Sympill, Johnne Cambell, and Johnne Cambell, Edward Mvre, Johnne Mvre, Andro Murray, and Johnne Mvre, Thomas Wallace, Alexander Houstoun, Robert of Mortoun, and his sone, and Robert of Craufurd, John of Cochrane, Wilzame Cochrane, Alane Stewart, David Montgumry, Johnne of Birkmyr, Maistir Walter Drummond, Andro Drummond, Wilzame of Striueling, Alexandir Campsy, Robert Martyn, David

Brisoun, Wilzame Ludgat, James of Kendeshed, Gilbert Ludgat, Conwell of Crukiston, Johnne Thrist, Robert Browne, Thomas Sellar, Wilzame Colman, Edward of Cochran, Thomas Stewart, Georg Stewart, Adame Colman, Aitkane of Dunsleson, Wilzame Mulan, Wilzame Ker, Alexandir Brokmyr, Thome of Denys, Johnne of Paris, Johnne Gillis, Arche Gilbertsone, David Maxwell, Walter Calderwood, Schir James Wan, Finlaw Waghorne, Wille Mawar, Johnne Mawar, James Robertsoun, James of Dowglas, James Bell, Dunkane Currou, Johnne of Gordoun, Dunkane Striueling, Wylzame Symptsun, Alexandir Striueling, and Rothissay herrald, innocent and quite of all actionis of cryme of the Kingis hurt Maieste or accusatioun that may be imput to him or thaim or ony of thaim in ony wiss for the caus forsaid, or occasioun thareof; and of all vthir actioun and cryme of the Kingis hurt Maieste in ony tyme befor the day of the date of thir letteris; and declaris the saide Lord Dernelie and the personys abouewritin, as saide is, his trew liegis; commandand and chargand that in tyme to cum na Justice, Sherif, Justice Clerk, nor vtheris oure souerane Lordis liegis, tak vpoun hand to arrest, attach, resave in dittay, or accuse the said Lord Dernelie or his seruitoris forsaid, or ony of thaim, for ony causs forsaid, or to murmur him or thaim in thair honour or gud fame in ony wise, in jugement or uttouth in ony time to cum, vnder all the hiest pain and charge tha may incur again our Souerane Lordis Maieste: And ordanis that our lettir vnder the priue sele and signet be direct ordourly for the said letiris to be made vnder the grete sele, writin and subscrivit be our said Souerane Lord, at Edinburgh, the xix day of October, the zeir of God 1^m iv^e lxxxii.

82. GRANT by KING JAMES III. to JOHN LORD DARNLY of the office of Keeper of the Castle of Rothesay, for seven years more.—17th July 1484.

JAMES be the grace of God King of Scottis, to all and sindri oure liegis and

subditis quham it effeiris, quhais knaulage thir oure lettrez sal cum, and in speciale to the tennandis and inhabitantis [of] the Ile of Bute, greting : Forsamekill as oure traist and welebelouit cousing, Johnne lord Dornlie, has of ws zit, for certane termes to cum, the keping and gouernance of oure castell of Rothissay in Bute, with certane landis, feis and dewiteis for the keping of the sammyn ; and richtsa has of ws the sovme of ane hundreith markis of vsuale money of oure realme in his fee, to be raisit and takin vp be him of the landis and proffitis of the lordschip of Bute, as oure lettrez vndir oure grete sele and priue sele made to him of before thareapoun, proportis ; neuertheles, for the singular fauouris, lufe, and traist that we haue to oure saide cousing, we haue prolongit, and, be thir oure lettrez, of new prolongis the keping of the saide castell to him, with all proffitis and dewiteis pertenyng thareto, for all the termes of sevin zeris next to cum eftir the ischey of the termes that he has the keping of the saide castell of ws of before, be oure saide lettrez vndir oure grete sele ; and richtsa prolongis and assignais to oure saide cousing his fee of the saide hundreith markis within the saide Ile of Bute, for the saide termes of sevin zeris next to cum eftir the ischey of the termes that he has the sammyn of ws thareapoun of before, as saide is, be oure saide lettrez vndir oure priue sele : To be haldin and to be had, the keping of the said castell of Rothissay in Bute to oure saide cousing for the termes of sevin zeris, as is abone writin ; with powere to substitute and depute vndir him connstablis, wachmen, portaris, jevillowris, and all vthir officiaris neidefull for the keping of the saide castell ; and havand for the keping thareof all feis and dewiteis as he had of the sammyn of before, and syclike as is contenit in oure vther lettrez vndir oure grete sele made to him thareapoun : And mare attoure, We haue richtsa gevin, grantit, and assignit, and be thir our lettrez, gevis, grantis, and assignis to oure saide cousing in his fee for the termes of sevin zeris, as is abone expremyt, the saide sovme of ane hundreith markis of

vsuale money of oure realme : of the quhilk sovme, we haue assignit to oure saide cousing fourti pundis worth of oure landis of Bute, to be broikit and joisit be him, his factouris, seruandis, and tennandis, sic lik [as he had thaim] of before, with all malis, fermez, proffitis, and dewiteis pertenying thareto ; and the remanent of the saide hundreith markis, quhilk is fourti markis, to be payit to oure saide cousing, his factouris, and seruandis, in bere and martis of Bute, of syc like price as the remanent of the bere and martis within the saide Ile of Bute gevis for the tyme ; but ony impediment, obstacle, or agane-calling of ws or oure successouris quhatsumeuir, enduring the saide termmez of sevin zeris : Quharfore, we charge straitlie, and commandis all and sindri oure liegis and subditis foresaidis, and in speciale, the tennandis and inhabitantis [of] the saide Ile of Bute, that ze, and ilk ane of zow, redily intend, ansuere, and obey to oure saide cousing, Johnne lord Dernlie, his constablis and seruandis, in all and sindri thingis concernyng the keping and governance of oure saide castell ; and that nane of zow tak apoun hand to mak ony impediment, letting, or distroublance to oure saide cousing in the broiking and joising of the saidis fourti pundis worth of landis, with all proffitis pertenying thareto, togidder with the victale, money, and martis abone writin, nor in the vplifting and raising of the sammyn to his vtilite and proffit, enduring the saide termmez of sevin zeris, vndir all the hiest pane, charge, and offence that ze and ilk ane of zow may committ and inrin agane our Maieste in that parte ; chargeing heireatoure the auditouris of our Chekker that sal happin to be for the tyme, that thai zeirely allow to the saide Johnne Lord Dernlie, and to the chawmerlane of Bute in his compt, enduring the saide termmez of sevin zeris, the saide feis gevin and assignit be ws to oure saide cousing for the keping of oure saide castell of Rothissay in Bute, and the said hundreith markis gevin to him in his fee, as is abone expremyt vndir the charge forsaide : Gevin vndir oure priue sele, at Edinburgh, the xvij day of

Julij the zeire of God a thousand foure hundreith foure skore and foure zeris, and of oure regnne the xxiiij zeire.

Per signaturam.

83. CONTRACT between the EARL OF LENNOX and CHARLES OF POLLOK of Over Pollok as to the keeping of the Castle of Rothesay.—1485.

MEMORANDUM: That it is apointyt and fullyly acordyt betuix my Lord of Leuenax on the ta part, and Charlis of Pollok, lard [of] Ouir Pollok, on the tother part, in maner as eftir fowlowis; that is to say, Charlis of Pollok sall haff in kepyn the castell of Rosay, wnder the said lord, for fyff zeris nixt efttir and folowing the feist of Sant Martyn in wyntyr, in the zer of our Lord j^m cccc. achty and fyff zeris, in sik lyk wys as Robert Steward, my lordis brodyr, had it of befor the said Charlis; payand zerly to the said lord thre scor of gud and sufficiand merkis, at the castell of Cruxtoun, betuix Lukismes and Martymes, and fyff chalder of ber, to be deliueryt be the said Charlis to the said Lord or his entromettouris, in Gowane betuix Candilmes and Patrikmes, and in lyk wys fyfty mas of se saltyt hering, and ten mas of red hering, to be deliueryt in Renfrew, gud sufficiand thing; the forsaid lord alowand zerly to the said Charlis fourty merkis and fyff of the forsaid syne, for all the termes forsaid; for the quhilk thingis the said Charlis quyttclames, dischargis, the forsaid lord, his airis, executouris, and assignais, the landis of the Langlochmur, Potartoun, the four scor of merkis and twa acht to the forsaid Charlis be Edward Mur, Alane of Park, Thomas of Maxuell,¹ . . . Williame Cochrane, togidder witht all chartourris, instrumentis, oblygationis, endenturis, and awidens.

. . . . STEUART.

CHARLIS OF POLLOK.

¹ Original torn here.

84. GIFT by COLIN EARL OF ARGYLL to WALTER BUCHQUHANAN of that Ilk, of the marriage of JOHN CAMPBEL of Ardfinglace—22d June 1486.

BE it kend til al men be thir present lettres, ws, Colin Erle of Ergil, Lord Campbel and Lorne, and Chanseler of Scotland, to haue gevin and grantit, and be thir our present lettres gevis and grantis to our hartly belouit cusing, Walter Buchquhanan of that Ilk, the mariage of our belouit cusing, Johne Campbel of Ardfinglace, to be spousit with ane dochter of the said Walteris gottyne in lauchtful spousage; and gif that the said mariage falzhe, as God forbid it do, be the decess of the said Johne, or the said mariage betuix him and the said dochter of the said Walteris be completit and solempnisit, than Gillaspy Campbel, his bruder, and than ayr, sal complet mariage with ane of the said Walteris dochteris, as said is, and, falzheing be his decess or the said mariage be completit, as said is, than Duncan, his bruder, and than ayr, sall complet mariage with the said dochter of the said Walteris: the quhilk mariage of the said Johne, Gillaspy, or Duncane pertenis to ws, and [we] frely gevis to the said Walter, with all fredomes, commoditeis, and profitis pertening tharto, or rytwisly may pertene: and we sall caus the said Johne, Gillaspy, or Duncan, quhilk of thaim sal happyne to mary the said Walteris dochter, to gif to the said Walteris dochter, and spous to the said Johne, Gillaspy, or Duncan, twenty markis worth of land, in conjunct fethtment, liand in competent place, as efferis: For the quhilk mariage of the saidis Johne, Gillaspy, or Duncan, the said Walter sall tak and alow to ws, in the last payment of the sovm of sex hundreht fithty markis for the mariage of his son and aperand air, Patrick Buchquhanan, with our dochter, Margret Campbel, the sowm of twa hundreht fithty markis: of the quhilk sovm of twa hunderht fithty markis, the mariage beand completit, and the coniunct fethtment gevin, as said is, the said Walter sall gif to ws ane aquittans of the said sovm of twa

hundretht fithy markis, as said is : And we forsutht sal warand, acquiet, and defend the said mariage of the said Johne, Gillaspy, or Duncan, to the said Walteris dochter, as said is, agane al dedly, be thir our present lettrez, and be the fatht and treuth in our body, but fraud or gil : In witnes of the quhilk thing, to thir our present lettres we haue to-set our sele, at Striueline, the xxij day of Junij, the zer of God ane thousand four hundretht authty and sex zeris, befor thir witnes, James Nory of the Terbert, Williame Campbel, Schir Patrick Clerkson, Thesaurer of Lesmor, Walter Nory, chapellanis, and Andro Gurlay of Lunlithyn : And for the mar sekirte, we haue subscribit this our present wryt with our hand.

85. ARTICLES sent to KING JAMES IV. after the battle at Tillymoss between the Earl of Lennox and Lord Drummond in 1489.

THIR ar the articlis and instructionis to be schawin to our souerane Lord the King and his trew noble consell, for the honour, weifair, and prosperite of his Hienes and successione, and for the common gud of the realme.

In the first, quhair our Souerane Lorde, quhome God assoilze, wes cruelly slayne be vile and tresonable personis, and na punycioun of iustice is done thairfoir, bot it is masterfully colourit and mantenit be the parciall personis vnderwritin, to the perpetuall defamacioune of our souerane lord, and his haile realme ; that thairfoir remeid of iustice be providit be our Souerane Lordis Hienes and his weill avisit lordis and barounis, that the said vile tresonable

personis that cruelly put hand in his maist noble persoune be punyst be iustice as actoris, alsua, that thir noble and weile avisit lordis that intendit to iustice and gaif thair writingis for the conservacioun and keping of our Souerane Lordis maist noble persone may be purgit of the said maist cruell slachter, and that al men tak exemple be the said tresonable slayaris of our souerane lorde, nocht to commyt sic hewy crymes, or to put violent handis on ony Cristyun prince, in tyme to cum.

Secundly, that suyr and gud giding and reull be providit be the thre estatis of the realme for the conservacioun of our Souerane Lordis maist noble persone and our lordis his brethir, and remeid and redres be seyne be the said estatis of the misgouernance and disposicioun of our souerane Lordis greit tresour and heritage, quhilkis ar disponit be the said parciall personis in mynysing off his autorite and crovne.

Alsua, that our souerane Lordis tresour, strynthtis, and arsenallis be put in suyr and responsale mennis handis, to the vtilite, profite, and awaile of our souerane Lord, and his successioun, be the awis and consell of the three estatis foirsaidis.

Alsua, that al ransoms takin be ony of our souerane¹
be restorit and gevin agane, and that his lawis and iustice be
and weillfair of this puir realme.

And that thir articlis may be avisit and considderit be our souerane Lordis Hienes, be the Consell and the trew barownis of this realme thair present, except the parciall personis vnderwritin; and gif it be fundin be his Hienes and his weill avisit estatis that thir articlis ar to be admittit, that his Hienes will ples, for the luf of God, and for the honour and weillfair of his crovne and realme, to put thaim to executioun; and gif we, be ony way, haue said or done that may be fundin contrar to his Hienes and the common

¹ Original torn here.

profite of his realme, we summyt ws simply to the ellexcione of his Hienes and his nobile estatys vnsuspect, except the parcial personis forsaids.

And that it will ples our Souerane Lord and his nobile and trew lordis, for the luf of Almychty God, and for the perpetuale weillfair and prosperite of his Hienes and realne, to considder and remember the hewy and greit danger and distruction apperand to his Hienes and realme be the masterfull parcial menys and wyrking of the personis vnderwritin, for thair singlar awaile and profite; that is to say, Robert bischop of Glasco, George bischop of Galouway, Jhone priour of Sanctandris, Patrik lord Halis, Androu lord Gray, Jhone lord Drummonde, schir Williame Knollis, preceptor of Torphekin, Master Alexander Inglis, archidene of Sanctandris, and Patrik Hume of Fastcastell; quhilkis personis, eftir the cruell slachter and distruxcion of our souerane Lord, quhome God assoilze, for autorisinge of thame, and for thair singlar awaile and profite, greppit and applyit to thaim and to thair assistaris the haile autorite and strinthtis of this realme, and our souerane Lordis greit tresour; and the trew barownis that schew thaim innocent of this maist vile tresoune, and hewy inconuenientis, ar, be the masterfull and parcial menys of the said personis, vnder colour of our souerane Lordis autorite, ar disherist and distroyit: lik as thai haue schapin nov of late without tytill or colour of richt to depryve and distroy the Archibischop of Sanctandris, and be thair masterfull and parcial menys, schapis to distroy the haile barownis and nobles of this realme, as it apperis be thair wyrking to distroy our souerane Lord his brothir and successionne, that thai may, but impediment or contrair, ring in this puyr realme, to the vter distructioun of the samyn: For the remeid of the quhilk inconuenientis, that it will ples our souerane Lord and his trew lordis and barownis, for the luf of God, to haue piite apone himself, his brothir, and puyr realme, and to consider the greit danger and perell he and thai standis in, quhilk at his perfite age he will riply vnderstand and

sie; and that he will ples to expell fra his Hienes the said parciall personis, and, be avis and consail of his avisit estatis, put to executione the articlis forsaid, sua that this puyr realme may leve in pece and iustice, and nocht sustene nor suffer the iniuris and inconuenientis that have bene and dayly ar done be the said parciall personis apone this realme, quhilk, blissit be God, has hidderto euir bene cleyr of tresone and wykit myndis: and that heirapon it will ples our souerane Lord and his trew lordis to grant ws gracious ansuir.

And gif his Hienes beis stoppit be the said parciall personis, sua that thir articlis that ar for the honour and weifair of his Hienes, and for the common gud of the realme, may nocht be resavit nor avisit be his Grace and trew lordis, we offer our personis for the eschewing of the tinsail, skatht of this realme and effusione of blud, fiwe for fiwe, tuelf for tuelf, or twenty for twenty, or sa mony as it ples thaim to preif apone thai fals tresonabile personis, that thai ar fals tratouris to our souerane Lord and this realme, and that the articlis forsaid ar faithtfull, trew, and to be admittite for the honour, weifair, and prosperite of our souerane Lord and this realme: And gif this may nocht be accept for the masterfull and parciall menys of the said fals parciall personis, we man mak thir articlis to be schawin to al Cristin Princis, sua that our innocence may be vnderstande and seyne, and the manifest iniuris and wrangis of thai parciall personis that distas iustice and oppress this realme be publist and maid knawin throw al the warld, etc.

[Dorso] The articles send to the King eftir the feild of the Mos.

86. REMISSION to MATHEW STEWART, son of John Earl of Lennox, and others, for seizing the Castle and burning the Town of Dunbertane.—
12th February 1489.

JACOBUS Dei gracia Rex Scotorum, omnibus probis hominibus suis ad quos presentes litere peruenerint, salutem: Sciatis quod, cum auisamento et deliberacione trium statuum regni nostri in nostro plano parlamento congregatorum, remisimus Matheo Stewart, filio et heredi apparenti Johannis comitis de Levinax domini Dornlie, et personis subscriptis, videlicet, Alexandro Stewart, Roberto Stewart, fratribus dicti Mathei, David Lindissay, heredi Domini de Dunrod, Patricio Colquhoun de Glenn, Henrico Sympile, Johanni Gray, Petro Culquhoun, Patricio Culquhoun filio Vmfridi Culquhoun, Willelmo Culquhoun, Vmfrido Culquhoun, Willelmo Inglis, Johanni Inglis, Roberto Culquhoun, Patricio Culquhoun, filio Domini de Luss, Georgio Hammiltoun, Jacobo Hammiltoun, fratri suo, Willelmo Clerc, Johanni Gardinkirk, Jacobo Stewart, filio Alexandri Stewart, Jacobo Galbraith, David Montgumry, Alexandro Caldwell, Roberto Bontyne, Willelmo Bontyne, Roberto Arnegapill, Patricio Nobill, Willelmo Logane, Arthuro Darnleth, Johanni Craufurde, Andree Culquhoun, Johanni Galbraith de Bankell, Vmfrido Galbraith, Patricio Buchannane juniore, Patricio Buchannane seniore, Waltero Logane, Patricio Nory, Alexandro Cuninghame, Roberto Boyd, Roberto Boid de Arnele, Willelmo Huntar de le Thridpart, Andree Ottirburne, Jacobo Menteth, Willelmo Maxwell, Johanni Maxwell, fratri suo, Johanni Cuninghame, Thome Maxwell de Newlandis, Johanni Dunslesoun, Thome Maxwell de Langsyde, Johanni Maxwell de Deneffeld, Patricio Bowre, Stephano Provand, Alexandro Maxskelly, Johanni Champnay, Johanni Bowey, Johanni Gudewarld, Georgio Were nuncupato Montros signifero, Alexandro Lindissay de Dunrod, Alexandro Lindissay, Andree Lindissay, Johanni Lindissay, Hugoni Lindissay,

Roberto Lindissay, filiis dicti Alexandri, Rollando Lindissay, Roberto Warnot, Alexandro Mure, Thome Murray, Stephano Craw, Johanni Hammiltoun de Carduff, Johanni Hammiltoun filio suo, Willelmo Craufurd de Ferme, Thome Stewart de Craginfeach, Georgio Stewart filio suo, Bandano Stewart, Jacobo Stewart fratri suo, Johanni Stewart, Johanni Ker, Ade Gray, Vmfrido Galbrath, Johanni Thrist, Donaldo Portar, Thome Buchannane, Johanni Buchannane, Willelmo Douglas de Lochcamroch, Jacobo Douglas, Archibaldo Douglas, Roberto Douglas fratri suo, Hectori Stewart de Raiss, Alexandro Stewart filio suo, Willelmo Henrisoun, Johanni Stewart, filio comitis de Levinax, Edwardo Pariss, Johanni Grahame, Jacobo Schankis, Willelmo Stewart de Castelmilk, Alexandro Stewart filio suo, Johanni Stewart filio suo, Mattheo Stewart, Johanni Stewart filiis fratris dicti Willelmi, Johanni Stewart filio domini Vmfridi, Roberto Johnnestoun, Stephano Akynhed, Willelmo Akynhed, Andree Akynhed, Johanni Tempill, Georgio Park, Ade Merkmyre, Johanni Michell, Bartholomeo Alansoun, Willelmo Clement, Andree M'Farlane, Georgio M'Farlane, Johanni Galbraith, Ewino Flegearth, Patricio M'Robin, Johanni Craufurd, Alano Craufurd, Johanni Dunnyng, Johanni Craw, Johanni Cuke, Johanni Quhitefurd, Andree Murray, Alexandro Flenyn de Kowglenn, Johanni Galbraith de Garcadane, Gilberto Grahame, Thome Stewart, seruitori Mathei Stewart, David Cuninghame, Johanni Lundy, Jacobo Philpishill, Jacobo Maknakill, Johanni Bertrame, Thome Brokas, et Mariote Johnnestoun latoribus presencium, rancorem animi nostri, sectam regiam, et omnes actiones quem et quas erga ipsos seu eorum aliquem concepimus habemus seu habere poterimus pro arte et parte proditorie suffulcionis et detencionis castri nostri de Dunbertane contra nostram regiam maiestatem, et pro arte et parte proditorii incendiū ville de Dunbertane; ac eciam pro omnibus aliis proditoriis tradicionibus, rebellionibus, rapinis, incendiis, homicidiis, depredacionibus, criminibus, offensis, et accionibus quibuscunque per dictum Matheum Stewart

et personas suprascriptas aut earum aliquam in aliquibus temporibus retro-actis vsque in diem confectionis presencium commissis seu quomodolibet perpetratis, in quibus nostris presentibus literis nolumus quod quecunque crimina proditorie aut nostre lese maiestatis, vel alie acciones quecunque quouismodo excipiantur, dummodo partibus conquerentibus et dampna passis taliter satisfaciant quod nullam super hoc de cetero iustam querimoniam audiamus; et supradictas personas sub firma pace et proteccione nostra iuste suscipientes firmiter inhibemus ne quis eis aut earum alicui occasione transgressionum predictarum, aut aliarum accionum quarumcunque, vt premittitur, malum molestiam, iniuriam, seu grauamen aliquod inferre presumat iniuste, super nostram plenariam forisfacturam, aut mortem eis seu earum alicui inferat, sub pena amissionis vite et membrorum. In cuius rei testimonium has literas nostras remissionis pro toto tempore vite dictarum personarum duraturas, sub magno sigillo nostro sibi fieri fecimus patentes, apud Edinburgh, duodecimo die mensis Februarii anno Domini millesimo quadringentesimo octuagesimo nono et regni nostri secundo.

Remissio pro Matheo Stewart, et I^c xxxii aliis, etc.

87. INDENTURE between JOHN EARL OF LENNOX and his son, and the spouse and son of the late John Napar of Merchiston, as to the division of Lennox.—18th May 1490.

THIR endentouris made at Glasgw, the xviii day of the moneth of Maij, the zher of Gode a thousand four hundreth and nynty zheris; It is appoyntit, concordit, and fynaly endit betuix a nobile and a mychty lorde, Johne Erle of Leuenax and Lorde Dernle, and Mathow Stevarde his sone and apperande ayer, on the ta part, and Elesabeth of Menteth, the spous of wmqhill Johne Napar of Merchynstoun as ane of the porsonaris and ayeris of the sade erldome,

and Archibald Napar hir sone and apperande ayr, on the tother part, anentis the diuisione and departisyng of the sade Elesabethis parte and portioune of the landis of the sade erldome of the Leuenax, and alsua for hir part of the profit and commoditivis that mycht fall til hir or till hir ayeris of the superiorite ande tenandry of the free tenandis of the sade erldome, be wardis, mariagis, relevis, courtis, eschetis of courtis, be resoune of superiorite, proffittis of blanch fermys, officis of heritage, aduocationis, donacionis off kyrkis, chapellis, presentacionis of prouestriis, chanounriis, parsonagis, chaplanriis, and othir parsonagis quhatsumeuir, apon the quhilkis it is agreyt be way of fynale concorde betuix the partyis forsade, to stand for thaim and thar ayeris perpetually, in maner, forme, and effec, as eftir folouys; that is to say, that the sade Elesabeth of Menteth, wyth express consent and assent of the sade Archbalde Napar, hir sone and apperande ayr, has gyffyn our, dischargit, renuncit, and quitclamyt, and be this present wryt giffis our, dischargis, renuncis, and quytelamys to the sade Johne Erle of Leuenax and his ayeris perpetually to remane all rycht, clame, and titill of rycht, als weile petitour as possessour, that scho or hir ayeris had, has, or mycht have, in or to the profyttis, commoditivis or reuenousis of the superiorite and tenandry of the ferde part of the sade erldome of the Leuenax pertenyng to hir as ane of the porsonaris and ayer of the sade erldome that mycht fall or perteyn till her as wardis, maryagis, relevis, courtis, and escheat of courtis, of fre tenandis, proffittis, and blanchfermys, patronagis of kyrkis, beneficiis, and chaplanriis, with accidentis and casualiteys pertenyng to the superiorite of the sade erldome quhatsumeuir: For the quhilkis the sade John Erle of Leuenax has grantit and promittit, and be this present writ grantis and promittis, and consentis to gyfe, specyfe, and assign to the sade Elesabeth, and to hir ayeris for hir part and portioune of the propirte of the sade erldome, the hale ferd part of the propertie, togidder wyth fysching in watteris and lowys, woddis

and ylis, millis, multuris and sequelis thairof, according to the sade ferd part of profyt in propirte, and sall mak the ferd part and quarter pertenying to hir to be lade and assignyt hale and togydder be the selfe: And that part to be made and assignyt to hir be vigour and auctorite of the kyngis breffis of depertisyng and eftir the forme of thaim: And attour for thir causs abone expremyt the sade Erle of Leuenax and Lord Dernelie sall infetht be charter and sesing the sade Elesabeth heretably, to hir and hyr ayeris, in fyve pundis worth of landis of aulde extent, lying next adiacent to the sade ferd part and quarter, quhilk sal be made and assignyt to the sade Elesabeth in gude and profitable landis in competable place, to be haldyn of the sade Erle of Leuenax and his ayeris in blanchferme as afferis, for a peny; and gif it sall happyn the sade fyve pundis worth of landis that sal be gyffyn be the sade Erle to the sade Elesabeth to fall in the part and quarter the quhilk John of Haldan or his aeris hapnys to recouer, than the sade Erle or his ayeris sall infetht heretabilly the sade Elesabeth or hir ayeris in als mekyll, als gude land next lyande and adiacent to the sade Elesabethis awn landis of the sade Erlis awn part, to be brukit be hir and hir ayeris, as sad is: And gyff it sall happyn that in the quarter and ferd part to be assignit to the sade Elesabeth, or in the fyve pundis worth of landis that sal be gyffyn til hir be the sade Erle that ther be ony gyftis made, donaciouns, fewfermys, or assedacionis to ony persone or persounys be the sade Erle, that he sall mak thaim free and discharg thaim of all tha sa that scho may frely occupy ande maneur the sade hale quarter and fyve pundis worth of lande at hir wyll and plaseyr, to hir vtilite and profit: And attour it is accordit betuix the sade partis, that gif ony of thaim salbe constrenzheit be neyde or othir ways to sell, annaly, or wedsett ony of thar partis, that it sal be offerit ilk ane of thaim till otheris apoun resonable and sobyr price, lykas thai ar avysit to tak tharfor at ony othir party befor at thai be saulde or analyt be ony othir handis. And mar attour thai ar agreyt

that nouthir of thaim sale mak assedatioun nor sett thir landis to lordis nor strange men duellande outwyth the Erldome of the Leuenax, to the hurt, dampnage, or scathis that ony of partys mycht susteyne tharthrow: And fynaly, that the sade erle and Mathov his soune sall for the fauouris schawyn in this concorde, helpe, supple, manteyne and defende the sade Elesabeth and Archibalde hir sone and thar ayeris in all thar causis leyfull and honest, and in speciale in the pessable bruikyng and posseding of hir quarter of the Leuenax and landis befor expremyt, in all thyngis, but fraude or gyle. In wytnes of the quhilk thing to this part remanande wyth the Erle of Leuenax and Mathow his sone the sade Elesabeth and Archibalde hir sone has gert hyng to thar seylis, day and place forsade, and subscribit wyth thair handis befor thir wytness, Laurens Lorde Olyphant, Robert Lord Lyll, Master Johne Stevarde, persone of Kyrkynnyr, master Richarde Lawson, John the Ross, and John of Halkirston, wyth otheris diuers.

ELEZABETH MENTETH. ARCHIBALD NAP.

Ego David Rede, notarius in premissis, hec verba interlineata in xix^a linea a principio, videlicet, or his aeris, approbo et ratifico, cum premissis, teste manu propria.

88. SASINE in favour of MATHEW STEVART, son of JOHN EARL OF LENNOX, in the Earldom of Lennox—11th June 1490.

In Dei nomine amen: Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno Incarnacionis Dominice millesimo quadringentesimo nonagesimo, mensis vero Junij die vndecimo, indiccione octaua, pontificatus sanctissimi in Christo patris et domini nostri, domini Innocencii diuina prouidencia pape octauo anno sexto, in nostrorum notariorum subscriptorumque testium presencia personaliter constitutus nobilis vir, Matheus Steuart, filius et heres apparens nobilis et potentis domini, Johannis comitis de Leuenax

domini Dernlee, litteras supremi domini nostri Regis Jacobi Dei gracia Scotorum Regis illustrissimi, sub testimonio magni sigilli sui, cera alba pendente sigillatas, more capelle regie, circumspecto viro, Johanni Lyndissay de Bullul, tradidit et presentauit ; quarum vero tenor sequitur et est talis :

Jacobus Dei gracia Rex Scotorum, vicecomitibus et balliis suis de Dunbertane, Are, et Renfrew, necnon dilectis nostris Patricio Culquhone de Glene, Jacobo Galbrath de Culreich, Johanni Lyndissay de Bullull, Vchtredo Knok de Cragins, Johanni Sympill de Foulvode, Johanni Maxvell, filio et heredi apparenti Johannis Maxvell de Nedder Pollok, Roberto Stevart de Gulliston, Andree Lokart de Bar, et Johanni Campbell filio Georgii Campbell de Lowdone, militis, ac eorum cuilibet coniunctim et diuisim vicecomitibus nostris de Dunbertane, Strevelyng, Are, et Renfrew, in hac parte specialiter constitutis, salutem : Quia dedimus et concessimus hereditarie dilecto consanguineo nostro Matheo Stewart, filio et heredi apparenti dilecti nostri consanguinei Johannis comitis de Levenax, domini Dernlee, totum et integrum comitatum de Levenax, et totum et integrum dominium de Dernlee, nuncupatum Cruxfew, ac totas et integras terras de Galstoune, cum tenentibus, tenandriis, et libere tenencium seruiciis, cum annexis, dependentiis et pertinentiis eorundem, vna cum aduocationibus et donacionibus ecclesiarum et capellaniarum dictis comitatui, dominiis, et terris pertinentibus jacentes infra vicecomitatus nostros de Dunbertane, Strivelyng, Are, et Renfrew predictos ; qui quidem comitatus et que dominium et terre, cum tenentibus, tenandriis, et libere tenencium seruiciis, cum annexis, dependentiis et pertinentiis eorundem, vna cum aduocationibus et donationibus ecclesiarum et capellaniarum predictarum fuerunt dicti Johannis hereditarie, et que et quos idem Johannes, non vi aut metu ductus, nec errore lapsus, sed sua mera et spontanea voluntate, in manus nostras, apud Linlithgw, per fustem et baculum, ac per suos procuratores ad hoc legitime constitutos,

sursum reddidit, pureque simpliciter resignavit, prout in carta nostra dicto Matheo desuper confecta plenius continetur : Vobis igitur precipimus et mandamus quatenus dicto Matheo vel eius certo actornato, latori presencium, saisinam dicti comitatus dominii et terrarum, cum tenentibus et tenandriis et libere tenencium seruiciis, cum annexis, dependenciis, et pertinenciis eorundem, vna cum advocacionibus et donacionibus ecclesiarum et capellaniarum predictarum cum pertinenciis, secundum tenorem carte nostre quam de nobis inde habet iuste habere faciatis et sine dilacione ; et hoc nullo modo omittatis : Ad quod faciendum vobis et vestrum cuilibet coniunctim et diuim in hac parte plenariam committimus potestatem : Datum sub testimonio magni sigilli nostri, apud Linlithgw, primo die mensis Junii, anno regni nostri secundo.

Post quarum quidem litterarum presentacionem, perleccionem et publicacionem, dictus Matheus Stevart debita cum instancia requisivit dictum Johannem Lyndissay ut sibi saisinam et statum dicti comitatus de Leuenax, cum tenentibus, tenandriis, et libere tenentium seruiciis, cum annexis, dependenciis et pertinenciis eiusdem, vna cum aduocacionibus et donacionibus ecclesiarum et capellaniarum sibi traderet et daret, secundum formam, vim, et tenorem dictarum litterarum : Qui vero Johannes Lyndissay velut obediens filius videns huiusmodi requisicionem fore justam et rationi consonam personaliter accessit ad principale messuagium siue locum capitalem dominii de Levenax, apud Balloch, et ibidem dedit saisinam et statum hereditarium dicto Matheo Stevart de dicto comitatu de Levenax, cum tenentibus, tenandriis, et libere tenencium seruiciis, cum annexis, dependenciis, et pertinenciis eiusdem, vna cum aduocacionibus et donacionibus ecclesiarum et capellaniarum per terre et lapidis tradicionem, ut est moris : Super quibus omnibus dictus Matheus sibi publicum et publica fieri peciit instrumentum et instrumenta. Acta erant apud capitale messuagium de Levenax, videlicet, Ballach, sub anno, mense, die, indicione et pontificatu supradictis ; presentibus ibidem, reuerendo

in Christo patre, Roberto episcopo Ergadiensi, honorabilibus et circumspcctis viris, Nicolao Buntyn de Ardach, Andrea M'Ferlane de Arrachar, Johanne Ardyncapill de Darleth, Roberto Nobil de Ferm, Patricio Houstoun, Vmfrido Culquhone, Johanne Culquhone, Patricio Culquhone, Adam Falovisdale, Roberto Nobil iuniore, Villelmo Logane, Johanne Achinross, Jacobo Hamiltone, Roberto Ardyncapill, domino Petro Feryar, capellano, et multis aliis testibus ad premissa vocatis.

Et ego Georgeus Galbraith, presbyter Glasguensis diocesis, publicus auctoritatibus imperiali et regali notarius, predictis omnibus et singulis dum sic, vt premittitur, agerentur, dicerentur et fierent, vnacum predicto domino notario suprascripto ac predictis testibus presens personaliter interfui, eaque omnia et singula [*etc., in forma communi.*]

Et ego Johannes Kerd, presbyter Glasguensis diocesis, publicus auctoritatibus imperiali et regali notarius, premissis omnibus vnacum notario suprascripto et testibus prescriptis presens interfui, eaque omnia et singula [*etc., in forma communi.*]

89. LETTER from KING JAMES IV. to JOHN EARL OF LENNOX and MATHEW STEWART, his son, as to certain riotous proceedings at Paisley.—23d December [1490.]

JAMES, be the grace of God king of Scottis, To our traist and welebelouit cousingis and consalouris, Johne Erle of Levenax and Lord Dernle, Mathow Stewart, his sonn and apperand air, and to all vther our officiaris, liegis, and subditis quham it efferis, to quhais knaulage thir our lettrez sal cum, greting : Forsamekle as we of befor, be our lettrez vnder our grete sele, made and creat the toun of Paslay a fre burgh in baronry, and grantit the samyn to tax wyne,

wax, claith, and to hafe a merket croce and merket day, with sic vther priuilegez and fredomes as Dunfremling, Arbroth, and sic vther borowis has; neuertheles it is menit and complenit to ws of lait be a venerable fader in God and oure deuote oraturis, the abbot and convent of our Abbay of Paslay, that the comune and burges of Renfrew and diuers vther personis makis interruption and impediment to the said toun of Paslay, and wald vex and truble thaim in the broiking of the fredome and priuilegez grantit to thaim, and in speciale that a part of eyle avisit personis of the said toun of Renfrew has cumin vnder silence of nicht to Paslay, and has maliciously and wikkitley broikit and distroit certane stanis and hewyn werk quhilk wes ordanit to the merket croce of the said toun of Paslay, in grete derogatioun and lichthing of our autorite, gif sic thing suld pas vnpunyst: Our will is herefor, and we charg zou that ze, be oppin proclamation at our merket croce of Renfrew, and all vther placis nedefull, manifestly declare and oppin to all our liegis that it is our will and mynd that the fredomez and priuilegez grantit be ws of befor to the said toun of Paslay be obseruit and kept in all thingis in tym to cum, eftir the forme of the infestment made thairupon; and giff ony personis wald mak thaim ony interruption or impediment thairin, that ze resist thaim thairfra, and that ze command and charg that naue of our liegis, quhat stait or conditioun thai be of, that thai mak na distrubance, impediment, or stop to the said toun of Paslay in the broiking of thair fredomez and priuilegez of thair said burgh, vnder all the hiest pain and charg that thai may commytt aganis ws; and attour that ze deligently tak inquisicioun quhat personis committit the said offence in the broiking of the said merket croce and stanis vnder silence of nycht, and gif ze can get certificatioun and knaulage therof, that ze tak thir personis and punys thaim with al rigour, in exemple to vther our liegis to do sic offence in tyme to cum; and this on na wise ze leif vndon, vnder all pain and charg that eftir may folow: the quhilk to do we commytt to zow coniunctly and

seueraly full power be thir our lettrez, deliuiiring thaim be zou deuly execut and indorsait again to the berar. Gevin vnder our priue sele, at our Abbay of Paslay, the xxiiij day of December, and of our regne the thrid zer.

90. DELIVERANCE by ROBERT LORD LYLE, SIR JOHN THE ROSS of the Halkhed, and others, upon the compromise entered into by John Earl of Lennox and Sir John Lord Simpill.—16th March 1491.

AT Renfrew, the xvi day of March the zer of our Lord I^m iiij^e nynte and a zer, Ve jugis, consalouris, and amebill compositouris ewynly chosyn, betuix nobill and mychty lordis, Jhon erle of Leuenax, and lord Dernle, and master Mathow Steward, sone and apperand ayr to the said lord, on the ta part, and for thar men, kyn, and frendis, and schir Jhon lord Simpill for hym self, his men, kyn, and frendis, on the tother part, Vs Robert Lord Lyle, schir Jhon the Ros of the Halkhed, knyght, schir Jhon of Chawmir of Gatgyrth, knyght, schir Adane Muir of Caldwell, Jhon of Maxuell, aperand ayr to the lord of Nedder Pollok, Constantyn of Dunlop of that Ilk, Master Nicole the Ross, parson of Renfrew, oblyst and suorn to geff furth our decret and deliuerance betwix the forsaid parteys, efter the forme and tenor of the compromyt maid tharapone, and the said parteys in lyk wys oblyst to stand till our decret and ordinance, the quhilk decret and deliuerance, with consent of bath the parteys, is in this forme as efter folowis; that is to say, “Ve forsaidis jugis consallis

and ordanys that my lord of Leuenax, and master Mathow his sone, sall tak schir Jhon lord Sympill in hartly kyndness and fawris, and to remyt and forgeff rankour, hewenes, and all wnkyndnes done be hym or be his frendis to thaim or tharis in tymes bygane; and in lyk wys the said schir Jhon lord Sympill sal remyt and forgeff al rankour, wnkyndnes, iniuries, or hewenes done to him be the said master Mathow, his ken or frendis, and to stand in hartly band and kyndnes as efferis; kepaund all thar honouris and bandis to be maid thar apon, ilk ane to tak part with othir in all accionis and quharelis to be muffyt, leffull, and honest, and alswa that all personis beand present of bath the partis be put in hartly tendernes incontinent; and atour, all other persons belangand bath the partis that is absent sall be put in hartly tendernes and frendship als sone as thai may gudly be comprehendyt; and geff it hapynis, as God forbeid thar hapyn, descencioun or trobill to be betuixt thar folkis in tym to cum, we consall and ordainis that nowder of the saidis partis sall tak partiale part with thar awn folkis, bot to mes and sese all sik thingis quhill it cum befor thaim self and thar well awysyt frendis, with als mony of thir jugis as may be gottyn for the tym: and for herschipis, spolzeis, or skathis done be owdyr of the parteis or thar folkis till othiris, we consall and ordanyis that the said erle and master Mathow, his son, sall content and ples thar awn tenandis and men, and to kep the parteis skathlas befor the iustis and the law of satisfaccioun; and the said schir Jhon lord Sympill in lyk wys sall keip thaim skathlas, thar men, kin, and frendis: And as for the kyn bul of Rob Dik, we counsall and ordanys that master Mathow ger pay to the wyff and the barnys tene pund, at thir termes wnder wryttn; that is to say, at this nixt Wytsonday twa pund, and at the nixt Martymes tharefter twa punde, and sa furth terme be terme, Wytsonday and Martimes, quhill the some of ten punde be fullyly payt, and souerte to be fundyn tharapon; as for the corn and the hay tane out of Dalmur to the iustis costis, we consall

and ordanys the said master Mathew to geff to the lard of Coldoun fourty bollis of attis betuix and the nixt Martymes; and for the hay to geff as it was prysyt be sworne men in tyme xx^s: and as anent the valing of the Farnenes, for ocht at we haff sene, Wilzam of Cochran has the rycht; the quhilk rycht he has geffyn our to my lord of Leuenax and his son, master Mathow, in fawr of the lord Simpill, and is aplesyt tharfor: and as to the trobill don to zung Thomas of Maxuell, and his brodyr and frendis, be the lard of Coldoun, Wat Spreule, Jhon of Stirling, and thar folkis, and in lyk wys the iniure don to lard of Coldoun and his folkis be the said Thomas of Maxuell and his brodyr and frendis, thai sall cum befor master Mathow and lord Simpill at the kyrk of Nelstoun, betuix and Pasch, quhen thai think it spedfull, and thar to ger reforme as thai fynd cause and the partis to be put in frendship: And as twyching the cow and the ox clamyt be Thome of Maxuell, and the twa ky at the lard of Coldoun clemys, at was slayn in his fald be Thome of Maxuell, we counsall, ordanys at that be reformyt at the fore-said kyrk the said day, effter the wale of ane, be the awys of the said Master Mathow and Lord Sympill: and this our consall and ordynance we haff subscribyt with our awn handis, day and place befor wryttn; Alswe we ordane at Wat Spreull and Jhon Stirling to cum to the kyrk forsaid in thar lous gowmys and bar hed befor master Mathow and the lord Simpill and ask Thome of Maxuellis forgeffnes, and to be put in hartly frenschip.

And auld Thome of Maxwell
was ay onkynd zhet
hedertyllys.

ROBERT L. LYLE.
JHON Y^e. ROS OF HALKHED.
JHON OF CHAWMIR.
ADAM MOWR.
JHON OF MAXWELL.
NICHOL Y^e. ROSS.
CONSTANTYN OF DOWNLOP.

91. LEASE by JASPAR CRANSTOUN, prebendary of Cardross, to JOHN STEWART, parson of Kirkkynner, of the teinds of his prebend.—17th June 1493.

BE it kend till all men be thir present lettrez, ws, Walter Ogilby of Bwne, and Patrik Blakadir of Tulyaltoune, as procuratouris and factouris till master Jaspas Cranstoune, prebendare of Cardross, till haue [sett] and till assedatioun lattin, and als to sett and in assedation lat all and haile the teyndis, frutis, profitis and emolimentis pertenant, or that richtuislie may pertain to the said prebend of Cardros, till ane honorable man, master Johne Stewart, persone of Kirkyner, and to his servandis, ane or may, for all the tym of thre zeris nixt and togidder followand the fest of Sanct Peter ad vincula, callit Lammes, the quihilk sal be the intray of the said master Johne or his servandis in or to the assedatioun forsaid; to be haldine and to be had, the saidis tendis, fructis, profitis and emolymenis to the said master Johne and his servandis indurand the saidis thre zeris, with power to sett, sell, occupy, and manur the saidis tendis, fructis, profitis, emolymenis, and, giff myster be tharfor, to distrenze, persew, follow, and convene, witht all and sindry othir things to do, vse, and excerss, that to the office of a fermour be law or consuetud is knawin to pertain; paiand tharfor zerlie the said master Johne or his servandis, ane or may, till ws, the saidis Walter and Patrik, or ony ane of ws coniunctlie and seueralie, the sovme of fourscore of merkis of vsuale money of the kynrik, at the festis of the purification of our Lady, fourti merkis at the natiuite of Sanct Johne the Baptist, vthir forty merkis or at the farrest within twenty dais nixt eftir ilk terme forsaid, indurand the said thre zeris; and als all the ordinar chargeis pertenant to the said prebend vicar and stall. And gif it happinnis me to failze in the payment of the said fructis at ony of the said termes abun writtin, that than this assedatioun be of nane availe, force nor effect, and at it be lefull till the saidis Walter

and Patrick till dispoone upon the said prebend and the fructis tharof to thar plesur, nochtwithstanding this present assedatioun : And we forsuth, the saidis Walter and Patrick, as procuratouris and factouris forsaïd, as law will, this our present assedatioun sall warande, acquiete and defend in forme, as said is. In witnes of the quhilk thing to thir presentis, our selis are affixt, at Edinburgh, the xvij day of Junij, the zer of God I^m iiij^o nynty and thre zeris, with our subscriptions manualis.

WALTER OGILWY, manu propria.

PATRIK BLAKADIR, manu propria.

92. PROCURATORY by JOHN EARL OF LENNOX to his sons, for commuining with JOHN HALDANE of Glenegas and his son, anent the value of the quarter of the superiority of the Earldom.—8th July 1493.

BE it kend till all men be thir present lettrez, ws, Jhone erle of Leuenax and Lord Dernle til haf maid, constitut, and ordanyt, ande als to mak, constitut, and ordane Mathow Stewart, our weilbelufit sone and apperande ayr, ande Jhone Stewart of Henrystone, our sone, our veray lauchfull and vndowtabill commissaris, procuratouris, actouris, factouris, erand beraris, special messingeris, and generall : gevand, grantand, and commitand till our saidis commissaris and procuratouris, and ilk ane of thame coniunctlie and seueralie, our veray full, playne power, auctorite, and commande to pass, for ws and in our nayme and behalf, till the Kyrk of Drummen, within our said erledome of the Leuenax, the ix day of this instant moneth of Julij, or quhatsumeuer other tyme ande place, till comoun, agree, and concord with our louittis, Jhone Haldane of Glenegas and James his sone, anent the availl of the quarter of the superiorite of the saide erledome, and tharefore contentation to gif, deuisione to mak, cavillis to cast, and resaif consilouris, arbitouris, or arbitratouris

ande amicabill compositouris, and to nayme, cheis, and present, ande to thame fathfully to binde, obliss, ande compromit, ande to fulfill all ande sindry the comonyng ande appunctuament that was comonyt and appunctuat betuix ws ande the saidis Jhone and James in Edinburgh ; our writtis, rychtis, and allegians befor the saidis consilouris, and to schaw and produce decretys, consill, and deliuerance, with instrumentis to aske, lyft, and rais ; euidentis of new to mak, deliuer, resaif, and interchange ; termes to prolong ande continw or therto to consent and assent ; togidder with all ande sindry vthir thingis to do, vs, and excers, that in the forsaid thingis ar neidfull, or that we mycht do therin and we war present in propir person : haldand and for to hald firm and stabill all and quhatsumeuer our saidis commissaris and procuratouris or ony ane of thame, coniunctlie and seueralie in the forsaidis thingis doys or ledis to be doyn, vnder the ypotheik and obligatioun of all our guddis, movabill and vnmovabill, present and for to cum. In witnes of the quhilk thing to thir presentis our seill is affixit at Glasgu the viii day of the said moneth of Julij, the zer of God a thowsand four hundreth nynte and thre zeris.

93. INDENTURE between JOHN EARL OF LENNOX and his son, and JOHN HALDANE of Glenegas and his son, as to their shares of the Earldom.—
11th July 1493.

THIS endentour, maid at Drummane, the xj day of the moneth of Julij, the zer of God I^m iiiii^e nynte and thre zeris, proportis, contenys, and berreris suithfast wytnesing, that ane nobill and mychty lord, Jhone Erle Leuenax Lord Dernle, and Mathow his sone, aperand ayr and fear of the said erldome, for thaim, thar ayris and assignez on the ta part, and Jhone Haldane of Glenegas and James his son, apperand ayr and ane of the porsonaris fearis of the said erldome, for thaim, thar ayris and assignez on the tother part, perpetually ar

on thar fre willis thair vtilyte and profyttis on athir syde pensyt and prowedyt, finally agreyt, and for euermar heretabilly ar concordyt in maner and forme as efftir folowis ; that is to say, the said James sall haff heretabilly, till hym, his ayris and assignez, all and hall thir landis wnder wrytyn, witht thar pertinentis, fre, but ple ; that ar to say, Calemor, the Ross M'rath, Lurglorn, Keledeyn, the half of Drumekill, the thre Catyrs, Temkyte, Nader Barquhos, Blarmyle, Schenaglas, Ladrys beg, and the twa Boturchis, for the quarter of the propirte of the said erldome, lyand withtin the samyn, or the shiraffdomys of Streweling and Dunbertane ; and alsua the said James sall haff heretabilly, to hym and his ayris, thir landis wndyr wrytyn, callyt Treynebeg, Knockour, with the fyschar land callyt the Croft, Barlosk, Ladrysmor, and twa Ackinkerachis, for the hall and full contentation of all the rycht, clame, and interes of the said James, his ayris or assignez, had or at may be had in or to the propirte or the superioryte of the said erldome or profyt of the samyn ; of the quhilk landis the said James and his ayris sall be heretabilly infeft be chartour, sayying, and possessioun be the saidis erle, Mathow his sone, or thar ayris ; to be haldyn of our souerane Lord the King, in the sekerest forme at can be dewysyt be men of wnderstanding, but inconuenientis : or geff the said James, his ayris or assignez desyris, the saidis erle, Mathow his sone, or thar ayris sall mak and deliuer to the said James, his ayris or assignez, a sufficient procuratory, irreuocabill, to resing and geff up the said landis, witht thar pertinentis, and the yilis of the Ross, Durinche and Yilingdarg, with the quarter fying of Lochlowmond within the said loch, to be geffyn heretabilly to the said James, his ayris and assignez, excepan the Lochmouth and the watter of Lewyne, for the quhilkis the said Johne erle, Mathow his sone, thar ayris and assignez, sall haff heritabilly, all and sundry the lafe of the landis of the properte of the said erledome, pertenant or at may pertene till the saidis erle, Mathow his sone, and James, with superioryte of the samyn

erledome and the fying of the wattyr of Lewyne, and the Lochmouth, patronage of kirkis, chaplanrys, officis, and otheris, pertinentis and rycht quhatsumeuer pertenant to said superiorite and properte, or at may pertene tharto be chartour, saising, and possessioun of the said James and his ayris, or be renunciatioune, ourgeffyn and discharging, or be resignatioun in our souerane Lordis handis, or quhatsumeuer other ways to be haldyn of our souerane Lord in the best and sikerest wys that can be dewysyt, but inconuenientis, fraud, or gyle : and quhill the saidis infestmentis be completyt and securite maid of the premiss as forsaid is, the said James and his ayris sall frely bruk and joys all hall the said landis, yillis, and fischingis, with thar pertinentis forsaid, namyt to the said James and his ayris to haff, witht all maner of profyttis, and with courtis and eschetis of courtis ; and in lykwys the said erle, Mathow his sone, and thar ayris, sall browk and joys all and hall the lafe of the landis of the properte of the said erldome, with superiorite of the samyn, donatioun of kyrkis, officis, and fyschingis forsaid, with all maner of profytis and courtis and eschetis of courtis ; and ayther of the said parteis sall geff till otheris interchangabilly the wryttynis nedfull for the fulfilling of the forsaid thingis, within xv days cfftir thai be reqviryt thairto, and als oft as it be sene expedyent, quhill . . . and siker fulfilling and completing be of the forsaid thingis, and tharto ilk ane of the said parteys sall help and suple otheris, thar ayris, at thair gudly power in the fulfilling, brouking, and joyysing of the forsaid thingis : and to the fathfull fulfilling and obseruatioun of all and sindry the said thingis the said parteys for thaim, thar ayris and assignez, ar oblyst and suorn, thc haly ewangilis twycht : and geff it happyne, as God forbid it do, ony of the said parteys, thar ayris or assignez, to falze in the obseruatioun and fulfilling of the forsaid thingis, or ony part of thaim, the parte falzeand oblys him, his ayris, executouris, and assignez, to pay to the parte fulfilling and kepand, his ayris, executouris, or assignez, thc soume of 50,000

merkis of vsuale mone of Scotland, within fourty days nixt efftir at the said falze be knawn, in the said kirk of Sterueling, for dampnagis, skathis, and breking of conditioun : and for the mar security herof to the part of this indentour remanand with the saidis Johne and James, the saidis Jhone, erle, and Mathow his son, with their subscripciounys manuale for thaim and thair ayris, has affixit thair sellis, and to the tothir part of this samyn endentour remanand with saidis Jhon erle, and Mathow his sone, the saidis Jhone and James, with their subscripciounis manuale for thaim and thair ayris has affixit thair sellis, day, zer, and plas forsaid ; befor thir wytnes, a nobill Lord James Lord Ogilvy, James Hering of Cluny, Thomas of Blar of Bothiok, Jhon of Maxwell of Nedder Pollok, Androw Connyngham of Drumquhassill, James Napar of Killmahew, Alexander of Arnechapill of that Ilk, William Steward of Bal-dorane, and Androw Makfarlan of Arrachar, with others diuers.

JHON HALDAN of Glennegis.

JAMES HAUDAN.

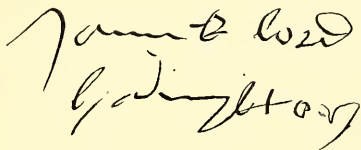
94. INDENTURE between JAMES LORD HAMMYLTOUN and MATHEW STEWART, son of JOHN EARL OF LENNOX, for the marriage of MATHEW to ELIZABETH HAMMYLTOUN.—9th April 1494.

THYS endentur, maid at the College of Bothwill, the ix day of the moneth of Aprile the zeir of God a thousand four hundreth nynte and four zeris, contenys and berys suythfast witnesyng that it is appunctuat and halely concordit betuix ane nobill and mychty Lorde, James lorde Hammyltoun, on the ta part, ande ane honorabill man, Mathew Stewart, sone and apperand ayr till rycht nobill and potent lorde, Jhone erle of Lenax, and lord Dernlye, on the tother part, in maner and forme as eftir followys : That is to say, that the said Mathow Stewart sal, God willande, lachfully haue in mariage Elizabeth Hammyltoune, systre to the said James lord Hammyltoune ; for the quhilk mariage to be

completit, the said James lorde Hammyltoun sal gyfe chartir ande saysin to the saide Mathow of all and haille the landis of the Halsyde, lyande within the barony of Drumschargat and the shirefdom of Lanark, ay and quhill the said James lord Hammylton, his ayeris or assignais, pay to the said Mathow, his ayeris or assignais, sex hundreth mercis, at thir ternys vnderwrityn, or on a day, that is to say, Martymes nyxt eftir the dait of this writ, ane hundreth pundis ; and at the nixt Witsunday thaireftir, ane hundreth pundis, and at the Martymes nixt thaireftir ane hundreth pundis, and at the Witsunday nixt thaireftir ane hundreth pundis, in compleit paiement of the said sex hundreth mercis ; and gif it hapinys the said James lorde Hammyltoun, his ayeris or assignais, to failze in the paiement of the said sex hundreth mercis at the termes abone writyn, in all or in part, the forsaidis landis of the Halsyd sal remaine witht the said Mathow, his ayeris or assignais, ay and quhill the said sowme that happinys to rest of the saidis sex hundreth mercis be completely payt, ande the said Mathow, his ayeris or assignais, sal gif ane reuersione in dew form, that quhat tym the said sowme abone writtyn hapinys to be payt, or gif the said James lord Hammyltoun deliueys to the said Mathow, his ayeris or assignais, the rycht of the mariage of the heritour of Avendaill, witht rycht and full power to dispone of the mariage of the sammyn, than furthwytht the said Mathow, his ayeris or assignais, sal resyng and gyf our heritabillly the saidis landis of the Halsyde witht charter, saisyne and possessioun, to the said James lorde Hammyltoun, his ayeris or assignais, in the sykerast forme that can be devysit : ande for the paiement of vthyr thre hundreth mercis, to be maid to the said Mathow at thir termes vnderwrityn ; that is to say, ane hundreth pundis at the Witsunday nixt eftir the dait of this wryt, ande ane hundreth pundis at the Michaelmes nixt thaireftir, in compleit paiement of nyn hundreth mercis, the said James lord Hammyltoun sal caus ane nobill lorde, Hew lord Mungumry, gyf to the said Mathow landis witht charter and

saisyn efferande as the saide lord Hammyltoun gyffis the forsaidis landis ; and failzeand thairrof, the said Lord Hammyltoun sal gyf landis thairfor his self efferand thairto : and as for the freyndschip to be maid betuix the freyndis of the said lord Hammyltoun and Mathow for the slachter of George Hammyltoun and vthyr slachteris, the saidis lorde and Mathow sall, God willande, meit at Bothwill, the Sunday the xiiij day of Aprile, now instant, ate ten houris befor noyn, to compleit the said freindschip, accordyng to the deliuerace of masteris Jhone Stewart persone of Kyrkinner, Jhone Maxwel of Netherpollok, Robert Hammylton of Prestoun, and James Hammyltoun of the Schawfeild, as jugis chosyng thairupoun, and eftir the appunctuament gyffyn in writ to the said James of Hammyltoun : and atour the said Elizabeth sal gyf our the landis of the Lenax, quhat tym that the said Mathow bryngis hayme ane lachfull dispensation to legitimate the matrimone ande barnes betuix hym and the said Elizabeth ; and als gyffand the saide Elizabeth in coniunct feftment fourty poundis wortht of landis, for the quhilkis the ayeris or assignais of the saide Mathow sal caus zerly to be pait to the said Elizabeth sex scor of pundis, for all the days of her lyfe ; and this coniunct feftment to be maid in the best form that can be devysit : Ande atour, the saidis Elizabeth ande Mathow sall gyf, renuns, and gyf our, befor the completyng of the said mariage, all rychtis, bandis, clamys, ande sowmys of the landis of Drumschargat and Carmannok, gyffyn or assignyt be hyr father to hyr mariage, and tharof grantis tham weil content, for the said nyn hundreth mercisto be pait, as said is : Ande anentis all debatis that ar betuix the men, freyndis, and servandis of batht the saidis parteis, the saidis lord Hammyltoun, and Mathow sal syt down the said Sunday and cheis certane freyndis to evyn all the said debatis ; and to the observing and keipyng of al the punctuamentis aboune writyn the saidis James lorde Hammyltoun and Mathow, be the tenor of this writ, bindis and oblis tham, thair ayeris, executoris, and assignais, in the

straitast style and forme of obligatioun, and in witnesyng heirof to the part of this endentur remanande witht the said James lord Hammyltoun, the said Mathowis seill witht subscriptioun manuall is affixit; and to the part of the sammyn endentur remanand witht the said Mathow, the said James lorde of Hammyltounis seill, with his subscriptioun manuall is affixit, day, zeir, and place befoir saidis.



95. CHARTER by JAMES LORD HAMMILTON to MATHEW STEWART, son of John Earl of Lennox, of the lands of Hawsyd.—18th April 1494.

OMNIBUS hanc cartam visuris vel audituris, Jacobus Dominus Hammilton, salutem in Domino sempiternam: Noueritis me dedisse, concessisse et hac presenti carta mea confirmasse dilecto meo Matheo Steward, filio et apparenti heredi magni et potentis domini, Johannis comitis de Leuenax et domini Dernle, omnes et singulas terras meas de Hawsyd, cum pertinenciis, iacentes in baronia mea de Drumsargarth, infra vicecomitatum de Lanark, pro summa sexcentarum marcarum vsualis monete regni Scocie, pro dote nobilis domicelle Elezabetht Hammiltoun, sororis mee, sponse dicti Mathei: Tenendas et habendas . . . de me et heredibus meis predicto Matheo et heredibus inter ipsum et dictam Elezabeth sororem meam legitime procreatis seu procreandis et suis assignatis, in feodo et hereditate inperpetuum; quibus forte deficientibus, quod absit, veris, legitimis, et propinquioribus heredibus dicti Mathei quibuscunque. . . . Reddendo inde annuatim . . . vnam rosam

rubeam in festo sancti Johannis Baptiste, videlicet, natiuitatis eiusdem, super solum dictarum terrarum nomine albe firme, tantummodo si petatur: . . . In cuius rei testimonium sigillum meum huic presenti carte mee est appensum, apud castrum meum de Hammiltoun, die decimo octauo mensis Aprilis anno Domini millesimo quadringentesimo nonagesimo quarto; coram his testibus, Jacobo Hammiltoun de Schawfeld, magistro Johanne Steward, Rectore de Kyrkenny, Roberto Hammiltoun de Prestoun, Johanne Maxwel de Nethirpollok, Patricio Colquhon de Glyne, Magistro Adam de Colquhon, et Johanne Hammiltoun de Wodhaw, cum multis aliis.

JAMES LORD HAMILTON.

96. CHARTER by JOHN LORD KENNEDY to MATHEW STEWARD, fiar of Lennox, of Drumsyllis, etc., in security for 450 merks, etc.—2d June 1495.

OMNIBUS hanc cartam visuris vel audituris Johannes dominus Kennady, salutem in Domino sempiternam: Noueritis me dedisse, concessisse, et hac presenti carta mea confirmasse nobili et potenti domino Matheo Steward, domino feodi vicecomitatus de Levenax et domini de Dernle, pro securitate et solucione quadringentarum et quinquaginta marcarum vsualis monete regni Scoocie, totas et integras illas tres marcatas terrarum mearum cum pertinenciis de le Twa Drumsyllis, vnam marcatam de Makmanerstone, vnam marcatam terrarum de Drumchois, tres marcatas terrarum de Drumcowys, cum molendino de Polclewane, jacentes in baronia de Dalrympill infra vicecomitatum de Ayre; necnon duas marcatas terrarum de Knockinane iacentes super riulum de Stynchell, infra comitatum de Kerrik et vicecomitatum de Ayre: Tenendas et habendas omnes et singulas prenominate terras cum pertinenciis de me et heredibus meis predicto Matheo, heredibus suis et assignatis, in feodo et hereditate imperpetuum. . . . Reddendo inde annuatim dictus Matheus, heredes sui seu assignati, michi et heredibus meis, vnum denarium vsualis monete

Scocie super solum dictarum terrarum, in festo Pentecostes, nomine albe firme, tantummodo si petatur. . . . In cuius rei testimonium sigillum meum huic presenti carte mee est appensum, apud Cassillis, die secundo mensis Junii anno Domini millesimo quadringentesimo nonagesimo quinto, coram hiis testibus.¹

97. DISPENSATION for the marriage of MATHEW STEWART, son of John Earl of Lennox, and ELISABETH HAMYLTON.—31st August 1495.

VNIERSIS sancte matris ecclesie filiis ad quorum noticias presentes littere peruenerint et quos infrascriptum tangit negocium, Robertus miseracione diuina archiepiscopus Glasguensis commissariusque et executor ad infrascripta a reuerendo in Christo patre Juliano eadem gracia episcopo Ostiensi, sanctissimi domini nostri pape maiori penitentiario specialiter deputatus salutem cum benediccione diuina : Noueritis nos quasdem litteras dispensatorias dicti reuerendi patris, sigillo suo capsula ferrea oblongo in pergamino scriptas, cera rubea alba impressa sigillatas, sanas, integras, non viciatas, non cancellatas, nec in aliqua sui parte suspectas, sed omni prorsus vicio et suspicione carentes, vt apparuit nobis, per honorabilem et nobilem virum, Matheum Stewart, laicum, filium et apparentem heredem Johannis Comitis de Leuenax et domini Dernlie, et Elesabeth Hamyltoun filiam domini de eodem, mulierem, coniuges nostre diocesis, principales, in ipsis litteris apostolicis principaliter nominatos presentatas et exhibitas pro vltiori execucione demandantes et exequentes ea qua decuit reuerencia, coram notariis et testibus subscriptis huiusmodi sub tenore recepisce : Venerabili in Christo patri Dei gracia archiepiscopo Glasguensi vel eius vicariis in spiritualibus, Julianus miseracione diuina episcopus Ostiensis, salutem et sinceram in Domino caritatem : Ex parte Mathei Stewart, laici, filii domini de Leuenax, et Elesabeth Hamyltoun filie domini de eodem, mulieris, coniugum vestre diocesis, nobis oblata peticio continebat quod ipsi olim

¹ Witnesses not inserted in the Original.

scientes se quarto consanguinitatis et duplici quarto affinitatis gradibus inuicem esse coniunctos, et inuicem attinentes matrimonium inter se per verba de presenti publice de facto contraxerunt, illudque carnali copula consummarunt: Cum autem dicti coniuges in huiusmodi matrimonio remanere non possint, et si diuorcium perpetuum fieret inter eos grauia exinde scandala possent veresimiliter exoriri, supplicari fecerunt humiliter iidem coniuges eis super hiis per sedem apostolicam de absolucionis debite beneficio et oportune dispensacionis gracia misericorditer prouideri: Nos igitur cupientes ipsorum coniugum animarum prouidere saluti, et huiusmodi scandalis quantum cum Deo possumus obuiare, auctoritate domini pape cuius penitencie curam gerimus, et de eius speciali mandato super hoc viue vocis oraculo nobis facto, circumspecioni vestre committimus quatenus, si est ita, ipsis coniugibus prius ad tempus de quo vobis videbitur ab inuicem separatis, eosdem Matheum et Elesabeth a generali excommunicacionis sententia quam propter hoc incurrerunt et huiusmodi incestus reatu absoluatis, in forma ecclesie consueta et iniuncta, inde eorum cuilibet pro modo culpe penitencia salutari et aliis que de iure fuerint iniungenda; quodque superuiuens eorum alteri perpetuo remaneat absque spe coniugii, demum cum ipsis coniugibus quod impedimentis consanguinitatis et affinitatis huiusmodi non obstantibus libere valeant inter se matrimonium de nouo contrahere, et in eo postquam contractum fuerit, licite remanere misericorditer dispensetis, dummodo dicta mulier propter hoc ab aliquo rapta non fuerit; prolem susceptam, si qua sit, et suscipiendam exinde legitimum decernentes. Datum Rome, apud Sanctum Petrum, sub sigillo penitencie officii decimo septimo kalendas Maij, pontificatus domini Alexandri pape sexti anno tercio. Post quarumquidem literarum dicti reuerendi patris immoverius apostolicarum presentacionem et recepcionem nobis et per nos, ut premittitur, factas, fuimus per prefatos Matheum et Elesabeth coram nobis extunc personaliter constitutos debita cum instantia requisiti

quatenus ad vltiorem executionem huiusmodi literarum apostolicarum et contentorum in eisdem iuxta traditam seu directam a sede apostolica nobis formam procedere dignemur : Nos igitur Robertus archiepiscopus antedictus, commissariusque et executor in hac parte specialiter deputatus, attendentes huiusmodi requisicionem fore iustam et rationi consonam, volentesque mandatum apostolicum nobis directum reuerenter exequi, ut tenemur, de et super vniuersis et singulis in dictis literis contentis ita fore et veritate fulciri per fidedignos testes vocatos, iuratos et examinatos, inquisiuimus et nos diligenter informauimus : Et quia per inquisicionem et informacionem huiusmodi comperimus omnia et singula in dictis literis exposita narrata et expressata fore vera, ut premititur, dictosque Matheum et Elesabeth in quarto consanguinitatis et duplici quarto affinitatis gradibus coniunctos, coram nobis se presentantes ab inuicem per nostram sentenciam diffinitiuam scriptam et nobis pro tribunali sedentibus lectam et latam ad tempus separauimus et diuorciauimus iniunctis quod prius eorum cuilibet penitenciis salutaribus pro modo culpe eosdem a sententia excommunicacionis quam propter hoc incurrerunt et huiusmodi incestus reatu in forma ecclesie absoluimus : Demum cum dictis Matheo et Elesabeth quod, impedimentis consanguinitatis et affinitatis huiusmodi non obstantibus, ut inter se possent matrimonium de nouo contrahere et in eo postquam contractum fuerit licite et libere remanere auctoritate apostolica nobis in hac parte commissa dispensauimus, prout tenore presencium dispensamus ; prolem susceptam si qua sit et suscipiendam legitimam decernentes : Quodque ipsorum coniugum alter superuiuens pro perpetuo absque spe coniugii remanere decernimus et declaramus ; necnon omnia vniuersa et singula perimpleuimus que in dictis literis apostolicis contenta erant. In quorum omnium et singulorum fidem et testimonium premissorum has presentes nostras literas siue presens publicum instrumentum huiusmodi nostram dispensacionem in se continentes exinde fieri et per notarios publicos subscrip-

tos subscribi et publicari mandauimus, sigillique nostri rotundi iussimus et fecimus appensione communiri, apud ciuitatem nostram Glasguensem, in capitulo superiori nostre ecclesie eiusdem, die ultimo mensis Augusti anno Domini millesimo quadringentesimo nonagesimo quinto, indiccione decima tertia, pontificatusque sanctissimi in Christo patris et domini nostri, domini Alexandri diuina prouidencia pape sexti anno tercio, et nostre consecracionis duodecimo; presentibus ibidem venerabilibus et perdoctis viris, magistris et dominis, Johanne Crehtoune precentore, Martino Wane, cancellario, Johanne Gibsoun archidiacono, Archibaldo Quhitlaw, subdecano, et Thoma Mureheyd, Jacobo Allardass, Michaele Flemyng, Macolmo Durris, canonicis ecclesie nostre Glasguensis, Johanne Paris, presbitero, Patricio Kowquhone, et Magistro Adam Kowquhone, cum multis et diuersis aliis testibus ad premissa vocatis et specialiter requisitis.

(Sequuntur attestaciones Archibaldi Layng, arcium magistri clerici Sancti-andree diocesis, et David Rede, presbyteri Glasguensis diocesis, notariorum publicorum.)

98. SASINE of ELIZABETH HAMMILTONE, the divorced spouse of Mathew Earl of Lennox, in the Mains of Dernlie, etc.—11th September 1495.

IN Dei nomine amen: Per hoc presens publicum instrumentum cunctis pateat euidenter et sit notum quod anno incarnationis Dominice M^o cccc^o nonagesimo quinto, mensis Septembris die vero vndecimo, indictione decima tertia, pontificatusque sanctissimi in Christo patris et domini nostri, domini Alexandri diuina prouidencia pape sexti anno quarto, in mei notarii publici et testium subscriptorum presencia personaliter constitutus prouidus vir Patricius Culquhone de Glyne, ballius magni et potentis domini, Mathei comitis de Leuenax et domini Dernlie, in hac parte specialiter constitutus, et ex ipsius

Mathei speciali mandato personaliter accessit primo ad manerium, videlicet le Many de Dernlie, et ibidem statum hereditarium, saisinam et possessionem dicti manerii cum pertinenciis; deinde accessit ad terras de duabus Kersvellis cum pertinenciis; postea vero ad terras de le Crag de Neylstone, Hoylhous, et Greynhillis, cum pertinenciis; postremo ad terras de Kyrktovne de Neylstone cum pertinenciis, per terrarum lapidumque tradicionem nobili et insigni domicelle Elesabeth Hammiltone, olim sue sponse de presenti diuorciate, ut in talibus fieri consuetum est, sibi et prolibus inter dictos Matheum et ipsam Elesabeth masculis procreandis in coniunctam infeodacionem hereditarie, secundum carte sue sibi inde confecte vim, formam et tenorem, tradidit et deliberauit. Super quibus omnibus et singulis dicta domina Elesabeth a me notario publico subscripto sibi fieri peciit vnum seu plura publicum seu publica instrumentum seu instrumenta: Acta fuerunt hec super solum dictarum terrarum singulariter et diuisim, sub anno, mense, die, indiccione et pontificatu suprascriptis; presentibus ibidem, nobili et egregio viro, magistro Alexandro Stevarde, germano dicti domini Mathei, Jacobo Hammyltone filio et apparenti herede Jacobi Hammyltone de Schaufelde, Thoma Castillaw, domino Willelmo notario publico, Thoma Goslyng, Johanne Zong, Johanne Stewarde, David Zong, Bricio de Greynhillis, et Domino Thoma Cocherane vicario de Kolmanell, Glasguensis diocesis, cum multis aliis testibus ad premissa vocatis pariter et rogatis.

Et ego Johannes Wilzamsone, presbiter Glasguensis diocesis publicus
autoritatibus imperiali et regali notarius, quia [*etc., in forma communi.*]

99. BOND OF REVERSION by ROBERT LORD LYLE to MATHEW EARL OF LENNOX,
as to the lands of the town of Inchenan, etc.—30th January 1496.

BE it kend till all men be thir present lettres, me, Robert Lorde Lyle, til
be bundyn and oblest, and be the tenour of thir presentis byndis and oblisys

me, be the faith and trentn in my bodye, till ane ryecht nobill and mychtye lord, Mathow Erle of the Lenenax, Lord Dernle and Inchenan, me and myn assignais, till hym his ayeris and assignais, that nochtwithstanding the said Mathow erle of the Lenenax has infest and charterit me and myn assignais heretably into the landis of the towne of Inchenan, wyth the pertinentis, extendyng to ten merkis worth land of auld exstent, and als of the landis of the Park of Inchenan, extendyng to fowr merkis worth land of auld exstent, the landis of Wrichtland and Rassele, extendyng to thre merkis worth land of auld exstent, and in the landis of Craigtown and Flwres, extending to thre merkis worth land of auld exstent, with thair pertinentis, lyand in the paroschin of Inchenan annexit to the lordschip of Crukisfew, within the schirefdom of Ranfrew; I will neuertheless byndis and oblis me and myn assignais, be the faith and trentn in my bodye, to the forsaid Mathow Erle of the Leuenax, his ayeris and assignais, that qnhat tym or how sonn the said Mathow Erle of the Lenenax, his ayeris or assignais, payis to me or myn assignais for the said landis of the Park of Inchenan, with thair pertinentis, the sowm of thre hundreth merkis of gnd and wsnall mone of the kynrik of Scotland, togidder and at anys, apon a daye betnix the son rysyng and passyng to rest of the samyn, in the parysch kyrk of Kylmacolm, apon the hie altar of the samyn, I, or myn assignais than beand in the saidis landis be lachfully warnyt vpon twenty dayis warnyng be the said erle of the Lenenax, his ayeris or assignais, in the said parysch kyrk of Kylmacolm apon a haly daye within the solempnit of the mes, befor a notar or than notable witnes, to the reception of the said sowm, sna that the said warnyng cmm till our eris; and als qnhat wthir daye or qnhat tym thaireftir the said Mathow Erle of the Lenenax, his ayeris or assignais, payis to me or to myn assignais for the forsaid landis of Wrichtland and Rassele, wyth thair pertinentis, the sowm of twelff scor of merkis of gnd and wsnall mone of the said realm, in the forsaid kyrk of Kylmacolm,

apon the said hie altar of the samyn, the said premunition and warning of twenty dayis beand maid to me and myn assignais, as said is, to the reception of the forsaid sowm of twelff. scor of merkis apon a day to be payit in nwmerit mone betuix the son rysyng and passyng to rest of the samyn; and als quhat tym or how son thaireftir the said Mathow Erle of the Leuenax, his ayeris or assignais, payis to me or myn assignais for the forsaidis landis of Cragtown and Flwres, with thair pertinentis, the sowm of twelff scor of merkis of gud and usuall mone of the said realm togidder and at anys apon a day betuix the son rysyng and passyng to rest of the samyn, apon the said hie altar of the kyrk of Kylmacolm, in nwmerit mone, as said is, apon the said warnyng of twenty dayis, as said is; and als in likwis quhat tym or how sone eftir the redemption, outqwytyng, and lowsyng of thir forsaid landis of the Park of Inchenan, Wrichtland, Rassele, Cragtown and Flwres, the said Mathow Erle of the Leuenax, his ayeris or assignais, payis to me or myn assignais for the saidis landis of the town of Inchenan the sowm of fowr hundreth and twenty merkis of gud and usuall mone of the said realm, togidder and at anys apon a day betuix the son rysyng and passyng to rest of the samyn, into the said parysch kyrk of Kylmacolm apon the hie altar of the samyn, the said warnyng of twenty dayis beand maid to me and myn assignais of befor, as said is, be the said Erle his ayeris or assignais, as said is, sua that the said landis of the town of Inchenan reman with me or myn assignais last wredemyt or lowsit of the forsaidis landis; the quhilkis sowmes of the forsaidis landis of all or of part beand maid and payit to me or myn assignais than beand in the saidis landis, than I, or myn assignais than beand in the saidis landis, sall resyng, renvnce, and wpgeiff the said landis or ony part of thaim, likas thai be redemyt and lowsit fra me or myn assignais at tymes and dayis, as said is, togidder with charteris, instrumentis, and documentis that I, myn assignais has of the saidis landis or ony of thaim fra the

reception of the forsaidis sowmes, the warnyngis [beand] maid of befor as said is be the said Erle his ayeris or assignais, I the said Robert Lord Lyle, nor myn assignais, sall nocht fraudfully absent ws thairfra, be the faith and trewthis in our bodis : the quhilkis geiff we do, it sal be lefull till the said Erle, his ayeris or assignais, till haf full regress and entres in and to the saidis landis, or ony part of thaim, the said sowmes beand tauld, nwmerit, and left apon the said hie altar of the said kyrk of Kylmacolm to the wtilite, profit and commodite of me myn assignais, as said is, all fraud, gyle, canelation and ewill ingyng excludit and away put. In witnes of the quhilk thyng to this my present reuercion I haff tohwngyn my seell, at Lyle, the penult daye of the moneth of Januar, the zer of God a thousand four hwn dreth nynte and sex zeris ; befor thir witnes, Petir Houstoun of that Ilk, Patrick Culquhoun of the Gleyne, Master Adam Culquhoun, Allan Stewart, Johne Stewart, Robert Houstoun, George Flemyng of Kylmacolm, William Stewart and Johne Lyndisaye, with vthers diuers and monye.

100. PRECEPT by KING JAMES IV. for infefting JOHN COLQUHOUN of Luss and ELIZABETH STEWART, his spouse, in Garthsquyb.—6th April [1498.]

JACOBUS Dei gracia Rex Scotorum dilectis nostris Patricio Culquhoune, Wilhelmo Dowglas de Ladecamroch, Waltero Logane de Gartcowell, et Roberto Culquhoune, ac eorum cuilibet coniunctim et diuisim vicecomitibus nostris de Dunbertane in hac parte, salutem : Quia dedimus et concessimus hereditarie dilectis nostris Johanni Culquhoune de Luss et Elizabeth Stewart eius sponse ac eorum alteri diucius viuenti in coniuncta infeodacione totas et integras decem libratas terrarum de Garthsquyb et molendina earundem cum suis pertinenciis jacencium in comitatu de Levenax infra vicecomitatum nostrum de Dunbertane ; quequidem terre et molendina cum suis pertinenciis fuerunt

dicti Johannis hereditarie, et quas et que idem Johannes, non vi aut metu ductus, nec errore lapsus, sed sua mera et spontanea voluntate in manus nostras, apud Dunbertane, personaliter per fustem et baculum sursum reddidit, pureque simpliciter resignavit, prout in carta nostra dictis Johanni et Elizabeth inde confecta plenius continetur: Vobis precipimus et mandamus quatenus dictis Johanni et Elizabeth vel suis certis attornatis, latoribus presencium, sasinam dictarum terrarum et molendinorum cum pertinenciis, secundum tenorem dicte carte nostre quam de nobis inde habent juste haberi faciatis, et sine dilatione, et hoc nullo modo omittatis: Ad quod faciendum vobis et vestrum cuilibet coniunctim et divisim in hac parte committimus potestatem. Datum sub testimonio magni sigilli nostri, apud Dunbertane, sexto die mensis Aprilis anno regni nostri decimo.

101. OBLIGATION by MATHEW WALLEs of Crago to MATHEW EARL OF LENNOX as to the lands of Lynbank, Fichen, etc.—24th September 1498.

BE it kend till all men be thir present lettrez, me, Matho Walles of Crago, for to be bundin and oblist, and be thir present lettrez bindis and oblis me till a ȝecht honorabill and my speciale lord, Mathew Erle of Lewinnax and Lord Dernlie, that nochtwithstanding that he hes enfeft me honorably be charter and saising in the landis of the Lynbank, with thair pertinens, and hais takin reuersioun agane of me vpon the sowme of thre hundreth merkis, lik as the euidentis and reuersioun made to me thairupon proportis; neuertheles I will and grantis, and be thir present lettrez bindis and oblis me, that quhat tym it sall happin my said lord to mak me to be infeft, heretabily in fewferme, in the four merkis wortht of land of auld extent of Fichen and Knokside, with thair pertinens, liand in Risdale Mwr, the lordschip of Cunigham, and the schirefdome of Are, for twelfe merkis of few zerli, that I sall furthtwitht and

incontinent thaireftir discharge the tane half of the said sowme of thre hundreth merkis, and geif ane new reuersioun bot on the sowme of ane hundreth pundis, but fraud or gile. To the quhilk I bind and oblis me to my said lord in the straitest forme and stile of obligatioun. In witnes herof to thir presentis, I haue set to my sele, witht the subscripcioun of my hand, at Are, the xxiiij dai of September, the zere of God a thousand foure hundreth nynty and acht zenis.

MATHEW WALLS of Crago, with my hand.

102. LETTER OF REVERSION granted by MATHEW WALLS of Crago to MATHEW EARL OF LENNOX of the lands of Lynbank.—25th September 1498.

BE it kend till all men be thir present lettrez, me, Matho Walls of Crago, to be bundin and oblist, and be thir my present lettres of reuersioun and the faitht in my body leleli and treuli bindis and oblis me, myn ayris and assignais, till a rycht noble and mychty lord, Matho Erle of Lewinnax and Lord Dernlie, and to his ayris and his assignais, that forsamekill as the said lord hais enfeft me heretabily, with charter and saising, in all and haile the landis of the Lynbank witht thair pertinens, liand in the lordschip of Awendale and within the schirefdome of Lanark, lik as the eidentis maid to me tharupon mar fulleli proportis; nochtwithstanding I, the said Matho Walls, bindis and oblis me, myn ayris and assignais quhatsuneuir, that quhat tym the said lord, his ayris or his assignais, pais to me, myn ayris or assignais, the sowme of thre hundreth merkis of the gud and vsuale mony of Scotland, vpon a dai betuix the sone rising and ganging to rest of the samyn, in the Blak Freris Kirk of Are, vpon the hie altare of the samyn, togidder witht a lettir of asse-datioun of the said landis in dew forme, for all the dais and termes of five zenis fra the Witsoundai next eftir the redemptioun of the said landis fre

for twelf merkis of maile zerli, I the said Matho Walles, myn ayris or assignais, beand lachfulli warnit tharto befor a notare and sufficient witnes, vpon fourty dais warning, personali or at our duelling place, that I, myn ayris or assignais sall redeli compere at dai and place forsaid, and ressaue the said sowme of thre hundreth merkis of the mony forsaid, togidder witht the said lettir of assedatioun, and thareftre to resigne and geif owr in the said lordis handis, his ayris or his assignais, all and haile the said landis of the Lynbank, witht the pertinens, togidder witht all euidentis maid to me tharupon: and fra thin furthe I, myn ayris and assignais, to be all uterli excludit thairfra foreuirmare: And geif it happinnis, as Gode forbeit, me the said Matho Walles, myn ayris or assignais, wilfulli or fraudefulli to absent ws fra the said dai and place, and will nocht ressaue the said mony, togidder with the said lettir of assedatioun, and thaireftir resigne and geif owre all and haile the said landis of Lynbank witht thare pertinens, togidder witht the said euidentis, I, myn ayris or assignais, beand lachfulli warnit tharto, as is abone writtin, than it sal be leifull to the said lord, his ayris and his assignais to haue full regres in and to the said landis of Lynbank, witht thair pertinens, lik as he hade before the date of the said enfeftment, the said lord, his ayris or his assignais nowmerand the said sowme of thre hundreth merkis of the mony forsaid, and leifand it in the handis of thaim at sall happin to be aldirman and balzeis of Are for the tym, the said lord, his ayris and his assignais, nocht takand it awai witht than, na nane at thai may let; but fraud or gile. In witnes of the quhilk to thir present lettres of reuersioun I haue hungin to my sele, witht the subscriptioun of my hand, at the burghe of Are, the xxv dai of the monethe of September, in the zere of God ane thousand foure hundreth nynty and aucht zeris.

MATHEW WALLEs of Crago, with my hand.

103. COMMISSION by KING JAMES IV. to MATHEW EARL OF LENNOX, to grant remissions and respites in Kyntyr and Knapdale.—11th May 1499.

JAMES, be the grace of God King of Scottis, to all and sindri our officiaris, leigis, and subditis quham it efferis, quhais knaulage thir oure lettrez sal cum, greting: Wit ze that, for the confidence we haue in oure traist and weil-belouit cousing and counsalour, Mathew Erle of Levinax, Lord Dernlie, oure lieutenant and justice within the boundis of Kyntyr and Knapdale, and in his fidelitie and wisdome, and for vtheris resonabill considerationis moving ws, and for the commone wele and rest of oure liegis in thai partis, we haue gevin and committit, and be thir oure lettrez gevis and committis to our said cousing, lieutenant and justice, oure full power, commissioun and autorite, for ws and in oure name, to geif respektis or remissionis, as he sal think expedient, to quhatsumeuir persone or personis, inhabitantis within the saidis boundis of Kyntyr and Knapdale, for all maner of actionis and crimis committit be thame in ony tymis bigane: and will and grantis, for ws and oure successouris, that the said remissionis and respektis to be gevin be oure said cousing in our name, for termiz lang or schort, sal be fermlic obseruit, kepit and obeyt be ws, oure successouris, justicis and all vtheris our officiairis, in jugement and vtouth, in all tyme cuming, siclike as and [thai] wer gevin be ws in propir persone: and ordainis our grete sele, priue sele, and signete and the keparis tharof that sal happin to be for the tyme, to ansuer and obey the signatouris of remissioun and respekt to be gevin be our said cousing, lieutenant and justice, in oure name, as said is; and to geif our lettrez or preceptis in dew forme thairupon, siclike in all thingis as and the saidis signatouris wer subscriuit with our awin hand, without ony impediment, reuocatioun, or agane calling quhatsumeuir; our said cousing ansuerand to ws for the saidis remissionis, respektis, and personis that he gevis the samyn to, and thare gude rewle and

bering in tyme to cum. Thir our lettrez of power, commissioun, and autorite for oure will to endur and ay and quhill we revoke the samyn be oure speciale lettrez or inhibitioun to be maid to oure said cousing thairupoun in the contrar. Gevin vnder oure signete, at Striueling, the xj day of Maij, the zer of God 1^m iii^c nynte and nyne zeris, and of oure regnne the xj zer.

104. OBLIGATION by WILLIAM HAMMILTOUN of Bathket, in favour of MATHEW EARL OF LENNOX.— January 1500.

BE it kend till all men be thir present lettrez, me William Hammiltoun, sone and apperand air to Alexander Hammiltoun of Bathket, to be bundin and oblist, and be thir present lettrez, the faith and treuth in my body, lelelie and treulie bindis and oblistis me till ane nobill and mychty lord, Matho Erle of Levenax and Lord Dernlie, etc. : Forsamekill as the saide lord has gevin and grantit to me full licence and leife to edify and big the hous in the mure of Bathket apoun the Torreoch, and to occupy, jois, laubour and manure the corne land and medow of the samyn, induring the space of thre zeris, eftir the forme of his letteris maid to me thairupoun ; that herfor I the saide William bindis and oblistis me faith[fullie, as] said is, to the saide lord, Erle of Levenax, that quhat tyme, how sone or quhensumeuir it sall happin the saide lord to command . . . me to distroye, cast down, and put away the saide hous, and sall devoide and red the saide ground of my guidis being thairin ; and als I sall geif our to the saide lord the saide lettir of licence quhen he requiris me thair-

to, but ony impediment, fraude [or gile.] In witnes of the quhilk thing to thir present lettrez, subscriuit witht my hand, my sele is affixit, at Dunbertain, the x[day of] Januar the zer of God 1^m and v^c zeris.

WILLIAM OF HAMMILTOUN, *manu propria*.

105. OBLIGATION by WILLIAM HAMYLTOUN, son of Alexander Hamyltoun of Bathcat, to MATHEW EARL OF LENNOX.—29th January 1500.

BE it kend till all men be thir present lettrez, me William Hamyltoun, sone and apperand air to Alexander Hamyltoun of Bathcat, that forsamekill as ane nobill and mychty lord, Mathow Erle of the Leuenax and Lord Dornle, etc., has grauntit to me apone my gud beryng, and induryng his will, full [power] and leiff, be his letter and sele, to edifie and big a hous in the mure of Bathcat apone the Torrerroch, and to iois, labour, occupye, and manur the corn landis and medow of the said Torrerroch, siklik as my fader occupiit and ioisit the samyn of vmquhile Johne Erle of Levenax, fader to my said lord; that thairfor I obless me be the faith and treuth of my bodye, that quhat tyme and quensumeuer it sall pleis my said lord or his airis to desire me or my airis of the hous and landis of Torrerroch forsaid, that incontinent thaireftir we sall cast doun the said hous and dikis at the will and plesour of my said lord, and neuer fra thyne furth to pretend ony rycht or entress to the said hous and land, but speciale licence of my said lord or his airis. In witnes of the quhilk thing to thir present lettrez obligatouris my sele is affixit, togidder with the subscripcion of my hand at Dumbertan, the xxix day of the moneth of Januar, the zer of God 1^m v^c zeris; befor thir witnes, Schir Patrick Homyltoun of Kynceavill, knycht, Patrick Colquhoun of the Glen, Gilbert Homyltoun of the Lochhous, Johne of Pares, and Johne Flemyng, with vthers diuers.

WILLIAM HOMYLTOUN.

106. INSTRUMENT OF REDEMPTION by MATHEW LORD OF DERNLY from the
LAIRD OF INNERWIK.—7th November 1502.

IN Dei nomine amen: Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno incarnationis Dominice millesimo quingentesimo secundo, mensis vero Nouembris die septimo, indictione sexta, pontificatus sanctissimi in Christo patris ac domini nostri, domini Alexandri diuina prouidencia pape sexti anno vndecimo, in mei, notarii publici et testium subscriptorum presencia personaliter constitutus Jacobus Hammylton, seruus honorabilis domini Mathei Domini de Dernly, et nomine dicti domini numeravit summam viginti librarum super altare principale ecclesie de Bathcat et quandam literam reuersionis in pergameno scriptam michi notario tradidit perlegendam, post quam quidem litere lecturam predictus Jacobus Hammylton peciit Hugonem Hammylton de Ballinref, filium et heredem domini de Innerwik, tanquam procuratorem dicti domini de Innerwik, quod ipse dictus Hugo reciperet predictam summam xx^{li} librarum, secundum tenorem et formam predictae reuersionis, alligando infra octo dies proximo sequentes deliberare dicto Hugoni vnam literam assedacionis terrarum quarundam cum molendino ut plenius continetur in litera dictae reuersionis: que quidem prescripta dictus Hugo negauit, eo quod non habuit predictam literam assedacionis presentem: Tunc dictus Jacobus protestauit quod non esset in dampnum vel preiudicium domino suo nec opus esset premunire predictum Hugonem neque tempus assignare ad recipiendum predictam summam viginti librarum. Super quibus omnibus et singulis predictus Jacobus Hammylton a me notario publico infrascripto sibi fieri peciit publicum seu publica instrumentum vel instrumenta. Acta fuerunt hec in choro dictae ecclesie de Bathcat, hora secunda post meridiem vel eocirca, anno, die, mense, indicione et pontificatu quibus supra; presentibus ibidem discretis viris, Roberto Douglas, Johanne Hammyl-

tone, Johanne Murhed, Adam Hering, et Kentigerno Stevinsone, notario publico, cum dinersis aliis ad premissa vocatis pariter et rogatis.

Et ego Johannes Murray presbyter Sanctiandree diocesis publicus imperiali et regali autoritatibus notarius premissis, [*etc., in forma communi.*]

107. PRECEPT by JOHN LORD SYMPILL, Sheriff of Renfrew, for infesting MATHEW EARL OF LENNOX in the lands of Bathkete.—10th June 1505.

BE it kend till all men be thir present lettres, me Johne Lord Sympill, shireff of Renfrew, till haue maid, constitute, and ordainit, and be thir present lettres makis, constitutis, and ordainis my louittis Patrick Colquhoune, Niniane Merschell of Clothodrik, James Hammyltoun, Johne Murhede, Johne Bowe, and Patrick Denzelstoun, and ilk ane of thame coniunctlie and seueralie, my schireff deputis of Renfrewe; gewand, grantand, and committand to my said schireff deputis of Renfrewe, and to ilk ane of thame coniunctlie and seueralie, my full power to pas to the landis of Bathkete, and thare at the principale chemmes of the said landis of Bathkete to giff heretabile staitc and sesing till anc nobile and mychty lord, Mathew Erle of Lewenaxe and Lord Dernlie, of all and hale the saidis landis of Bathkete with the pertinence, be the deliuerance of erd and stane, as the maner is, efter the forme and tennour of ane precept of our Souerane lordis chapell direckit to me and my debutis thairapone: and generalie, all and sindri wther thingis to do, bath in generale and speciale, that to the office of schireffis deput or deputri pertenis or is kuawin to pertenc, be vse and consuetude of the realme of Scotland, in the premiss, or that I constituet mycht do thairintill gif I wer personally present: I haldand and for to hald sickir, ferme, and stabile all and quhat sumeuir thingis the saidis my schireffis deputis, or ony ane of thame coniunctlie or

seueralie, dois or ledis to be done in the said office of schireff deputri of Renfrew, vnder the pane and ypothec of all and sindri my gudis present and for to cum: the saidis my schireff deputis of Renfrew, or ony ane of thame coniunctlie or seueralie, takand sickir souerte and borrowis of the dewchteis aucht till our Souerane Lord the Kingis hienes of the said landis of Bathkete, with the pertinence, as ze and ilk anc of zow coniunctlie or seueralie will ansuer thairapone; the quhilk to do I committ to youe, and ilk ane of youe, coniunctlie and seueralie, my full power. In witnes of the quhilk thyng I haue affixt and to sete my sele propir to thir my present lettres of deputri, at Renfrew, the x day of the moneth of Junij, in the zer of God ane thousand fiue hunderethe and fiue zeris; before thir witnes, Alexander Mowate of the Stanehou, Alane Sympill, Johne Flemyng, William Striueling, and Thomas Inglis, wyth wtheris diuers.

108. INDENTURE between MATHEW EARL OF LENNOX and ALEXANDER LORD ERSKYNE, regarding the Common of Inchinnan.—22d July 1505.

THIR indentouris maid at the burgh of Striueling, the twenty twa day of Julij, in the zer of God ane thousand five hundretht and fiue zeris, it is apoyntit, concordyt, and fynalie endit betuix noble and mighty lordis, Mathow Erle of Levenax one the ta part, and Alexander Lord Erskyne one the tothir part, one this maner as eftir followis; that is to say, forsamekle as the said Lord Erskyne and his tenandis of Bernys, Bernhill, and Awelandis had use of pastureing in the commune of Inchinnan ane part of sowmys for the half day, and ane wthir part of sowmis for the haile day, the quhilk saidis landis of Awelandis twenty foure sowmys the haile day; the landis of Bernis and Bernhill, thre scoir of sowmis the half day; and richt sua thar is ane part of lande liand betuix the heid dike of the said Lord Erskyne's propirte and the ground

of ane auld dike in the mure, of the quhilk ane part is sawin and ane wthir part is pasture, and allegeit be the said Lord Erskin to be his propirte, the said Erle clamys the sammyn to be commone to him and his tennandis of Inchinnan, and has had wse tharof, as he allegis: Neuirtheles it is agreit betuix the saidis lordis that the said peis of lande betuix the said dikes sal be and remane the said Lord Erskynnis propirte, togidder wthit thiftye foure akeris of the commone of Inchinnan, the quhilk sal be devidyt and layd to and allangis the said Lord Erskynnis propirte fra the est part of the sammyn to the west part, of all maner of erd, ill and gude as it lyis: for all the forsaidis sowmys gange pertenant to the said Lord Erskin and his tennandis within the said commone, and to ramane perpetualie tharwith, for his part of the said commone in heretage, and to haue nane wthir entrais na richt of the said commone pasture of Inchinnan bot the saidis thifty foure akeris of lande aluterie. The said fiftyfoure akeris of lande gewin out of the commone of Inchinnan sal be laid to the said Lord Erskynnis propirte one this wis; twenty foure akeris to the landis of Awelandis, fiftene akeris to the landis callit the Bernis, and fiftene akeris to the landis callit the Bernhill: and atoure the said Erle sall infest heretable the said Lord Erskin of the forsaidis landis of Bernys, Bernhill, and Awelandis, togidder with the agmentatioun off thifty foure akeris forsaidis, and the debatable landis liand betuix the said heid dike of the said Lord Erskynnis propirte and the ground of the auld dike in the mure, be charter and saising, in fre blane ferme, and his infestment tharof to be extendit in the largeast forme, to be haldin of the said Erle and his airis for ane penny of siluer zerlie to be payit at Witsounday, gif it be askit, at the saidis landis: And becaus the said Lord Erskin douttis that he ma be nocht sicker in the brukin of the debatable landis and new agmentatioun of fifty foure akeris, becaus it is gewin out of the commone of Inchinnan quhar diueris porcionaris hes wse of pasturyng, but thar consentis; that for securite tharof,

the said Erle sall gif the said Lord Erskin alsmeikle as the debatable landis and agmentacioun extendis to, nocht excedand the porcioun of siclik profite, of his propir landis, be charter and saising, in warandice off quhat landis the said Lord Erskin pleis, pertenyng to the said Erle within the schirefdome of Renfrew; the quhilk warandice the said Lord Erskin sall gange to incontinent eftir he be put fra the said debatable landis and agmentacioun of lande for-said: And gif it sall happin the said Lord Erskin to be put fra the infetment of warandice be ony way, and brukis nocht the sammyn, in that cais the said Erle sall gif to the said Lord Erskin and his airis ane obligatioun in the sickrest forme of the sowme of ane thousand merkis, for the nonbrukin of the saidis landis in warandice and putting tharfra, and for costis, skaithis, sustenit be the said Lord Erskin tharthrow; and quhat tyme and alsone as the said Erle may get the haile porcionaris consent that hes entrais in the said commune of Inchinnan till the diuisioun one the maner forsaid, owthir be resignacioun in plane court or ony wthir lauchfull waiis, and giffis and disponis the richt of the sammyn to the said Lord Erskin, thane, the said Lord Erskin sall incontinent thareftir resing in the saidis Erlis handis the infetment of warandice and the securite that he hes of the said Erle for the debatable landis and agmentacioun, togidder witht the obligacioun gewin in securite of the said warandice be the said Erle to the said Lord Erskin: The quhilk obligatioun sal be desert frathinfurth, and be of nane awaile nor of stryntht to recouer nane sownis contenit in the sammyn. For the quhilk diuisioun abone writting and infetment gewin, the said Lord Erskin sall content and pay to the said Erle the sowme of fifty pundis of gud and vsuale money of Scotland, the tyme of the ressaving of the infetment; and als the saidis Erle and Lord or thar lachfull procuratouris sall conven and meit apone the commune of Inchinnan, the fift day of August nixt to cum, and mak marchis and methis betuix the said fiftyfoure akeris of the said commune, and thar sall

interchange all writtis and euidentis, togidder witht the payment of the said sowmez forsaid. And thir premisis all and sindry the saidis lordis bindis and oblis thame and ilk ane of thame leile and trewlie, be the faithtis and treuthtis in thar bodeis, till observe and keip, ilkane of thame till wthiris, eftir the forme abone writting, but fraude or gile: and, for the mar sickernes, hes interchangable affixit to thar seilis witht thar subscribeioun manuale, day, zer, and place forsaid; befor thir witnes, Maister Alexander Erskin, David Bruys, James Afflect, and Johnne of Erskin, witht vthiris diuers.

A handwritten signature in dark ink, appearing to read 'Alexander Erskin'. The script is cursive and somewhat stylized, with a large initial 'A' and a long, sweeping flourish at the end.

109. EXTRACT DECREE of the Consistorial Court of Glasgow, upon a Contract, 15th June 1505, between MATHEW EARL OF LENNOX and ALEXANDER STEWARD of the Galstone.—10th September 1505.

Die Mercurii decimo mensis Septembris, anno Domini, etc., quingentesimo quinto.

Quo die magnificus et prepotens dominus, Matheus comes de Lennax ac dominus Dernle, iudicialiter comparens, instanter peciit et requisiiuit Alexandrum Steward, eciam iudicialiter comparentem, ad observacionem cuiusdam contractus inter eosdem celebrati apud Ayr, et manibus ipsius Alexandri et diuersorum suorum amicorum subscripti et iudicialiter perlecti in presencia ipsius Alexandri, et secundum vim, formam, et continenciam eiusdem, offerens ipsum dominum comitem pro sua parte huiusmodi contractum in singulis suis partibus obseruare et perimplere; dictus tamen Alexander, sic sepe et vicissim

requisitus huiusmodi contractum perimplere, postposuit, et se velle desuper ausare declaravit. Cuius quidem contractus tenor sequitur: At the burgh of Aire, the xv day of Junij, the zer of God ane thousand five hundretht and five zeris, it is appunctit, concordit, fathtfully and fullely endit betuix ane nobill and mychty lord, Mathew Erll of Lennax, on the ta part, and Alexander Steward, sone and air to vmquhile Robert Steward of the Galstone on the tothir part, in maner, forme, and effect as eftir followis; that is to say, that the said Alexander, for his seruice doyn and to be doyn to the said lord, be souerly infett be hyme, herctably, in twenty merkis wortht of land of auld extent in fre blanch ferme of the landis of the Galstone, the quhilk the said vmquhile Robert had in fec and heritage, to the said Alexander and to his airis mail; and the said lordis charter and infettment to be maid to the said Alexander witht all clausis necessar: And alsua it is appunctit that howbeit that vmquhile the said Robert had vthir ten merkis wortht of land of auld extent in the Galstone in fee [and] heritagis, and sua the said Robert had twenty pvndis wortht of land of ald extent in the Galstoune, wytht the keping of the tour of the sammyne, neuertheles it is appunctit that the said Alexander, wytht the consent and consell of his kyn and frendis vnder wryttyne, of the quhilkis the namys sal be vnderstand be the subscriptioun of thair handis, als sone and quhat tyme at the said Alexander sal be requirit be the said lord, frelie quyt-clame, dischargis, resing or disclame, as sal be thoct expedient be the said lord, all and hailt the rycht, clame, and titill of rycht, batht petitory and possessory, of the keping of the said tour, togidder wytht the said ten merkis worthe of land of auld extent of the said twenty pundis wortht of land of auld extent of the Galstone wyth thar pertinence, perpetually to remane wytht the said lord in fee and heritagis for euirmar. And attour, it is appunctit that the said lord and the said Alexander sall ilk ane of thame mak to vthir all euidence for the observing and keping of thir premissis that can be deuiseit,

but inquietment, but fraud or gile. In witnes and for the securite heirof the saidis parteis hes gevin thar bodely athis, and hes subscriwit this writ witht thar handis togidder witht the subscripcion of the said Alexanderis kyne and frendis, zer, day, and place abone written; befor thir witnes, Johnne of Maxwell of Nether Pollok, Constantyne Dunlop of the Hunthall, Mathew Wallas of Crago, Robert Sympill of the Foulwod, Allane Steward of the Scheilzardis, James of Hammiltone, and vthiris diuers. Judex, suis propriis ad hoc accedentibus scienciis, conspectibus et consensibus, decreuit et ordinauit ac monuit prescriptos dominum comitem et Alexandrum primo altero tertio, ac peremptorie, sub excommunicationis pena, ad inuiolabiliter obseruanda et perimplenda omnia et singula premissa hinc inde et respectiue: quin eciam ad obseruanda et perimplenda eadem, in strictissima forma obligacionis, se suosque heredes et assignatos astrinxerunt et obligarunt, renunciantes per expressum omnibus allegacionibus et excepcionibus juris ac facti que contra premissa poterint objici aut proponi. Hec est vera copia extracta de libro actorum curie consistorialis Glasguensis, et collacionata, concordans cum originali in omnibus: In cuius rei testimonium sigillum officii officialis Glasguensis presenti copie est affixum, apud Glasgow, die xxiiij^o mensis Maij anno Domini etc., quingentesimo sexto.

110. RESIGNATION AND SASINE by PATRICK BERTILMO, of tenements at Renfrew, in favour of MATHEW EARL OF LENNOX.—10th December 1505.

IN Dei nomine amen. Per hoc presens publicum instrumentum cunctis pateat euidenter et sit notum quod anno Dominice Incarnacionis millesimo quingentesimo quinto, mensis Decembris die vero decimo, indiccione nona, pontificatusque sanctissimi in Christo patris ac domini, domini Julii diuina prouidencia pape secundi anno secundo, in mei notarii publici testiumque subscriptorum presencia prouidus vir, Patricius Bertilmo burgensis burgi de Ren-

frew, non vi nec metu ductus, aut errore lapsus, neque per aliquem circumuentus, set sua mera et spontanea voluntate commotus, pure et simpliciter resignauit omnia et singula tenementa siue terras subscriptas cum pertinenciis, in manibus prouidi viri Johannis Bulle, vnius balliuorum burgi de Renfrew; in primis, vnum tenementum iacens in dicto burgo cum pertinenciis, inter terras Sancti Thome Martiris ex vtraque parte, iacens ex parte australi dicti burgi, vna cum parua cilea anglice le Ryg iacente ex parte orientali orti dicti tenementi; ac eciam duas le dalis terre cum pertinenciis iacentes in crofta uersus cimiterium ecclesie dicti burgi inter terras Domini Roiss, ex parte occidentali, et terras Sancti Cristoferi Martiris ex parte orientali: Quibus resignacionibus legitime sic factis in manibus balliui antedicti per prefatum Patricium Bertilmo, idem balliuus, uirtute sui officii balliatus et de expresso mandato prefati Patricii, per terre [et] lapidis tradicionem, ut moris est burgorum in consimilibus, tradidit, contulit, ac donauit singillatim nobili et potenti domino, Matheo comiti de Leuenax ac domino Dernle, et heredibus suis quibuscunque statum, saisinam, et possessionem hereditariam, realem, actuaalem, et corporalem de toto et integro predicto tenemento cum pertinenciis, unacum predicta parua cilea anglice le Ryg, cum duabus le dalis terre cum pertinenciis iacentibus in territorio dicti burgi iure hereditario imperpetuum; saluo iure cuiuslibet: super quibus omnibus et singulis peciit ipse Matheus comes de Leuenax ac dominus Dernle a me notario publico publicum sibi fieri instrumentum, seu, si opus fuerit, publica instrumenta. Acta fuerunt hec in solis et in fundis predictorum tenementorum siue terrarum, sub anno, die, mense, indiccione, et pontificatu quibus supra; presentibus ibidem, prouidis viris, Johanne Lyndsay, Patricio Danatston, Alexandro Lyndsay, Jacobo Stewart, Matheo Stewart, Johanne Tullocht, et Willelmo Hawe, cum diuersis aliis.

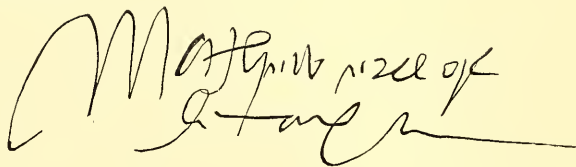
Et ego Alexander Barbour, clericus Glasguensis diocesis, publicus imperiali et regali autoritatibus notarius premissis [*etc., in forma communi.*]

111. INDENTURE for the Marriage of JOHN, son of Mathew Earl of Lennox, to MARGARET, daughter of the Earl of Montrose.—15th April 1506.

THYR endentowris made at Edinburgh the xv day of Aprill, the zer of Gode m^o. v^o. and sex zeris : It is appunctyt ande finalie endyt betuex noble and mychtie lordis, that ar to say, Mathow Erll of Lewenax and Lord Dernlie on the ta pairt, ande Vilzame Erll of Muntrois and Lord Grahame on the tothyr pairt, in maner, forme, and effec as eftir followis ; that is to say, Jhon Stewart, sone and apperande air to the sade Mathow Erll of Levenax, sall, God willing, mary and to vyffe haue Mergret Grahame, the dochtyr of the sade Vilzame Erll of Muntrois, gottyn in lachfull matrimone betuex hym and vmquhill his spous, Jonet Edmunstovne ; the quhilk mariag sall be completyt and solempnizet in the face of haly kyrk als sone as tha cum to lachfull age of mareing : for the quhilk mariag to be completyt, fulfillyt, and solempnizet in the face of haly kyrk, as said is, the sade Erll of Muntrois sall content and pay to the sade Erll of Lewenax the sowme of achtene hundreth merkis, in form and maner as efter followis ; that is to say, becaus the sade Erll of Levenax has diueris landis in vedset for certane sowmis of mone apone reuercione, the sade Erll of Muntrois sall contente and pay to hym to the redemyng and lowsyng of the landis of Henristovne the sowme of sevyne hundreth markis quhilk tha ar now vedset for, at Mychelmes in the zer of Gode m^o. v^o. and nyne zeris, swa that the sade landis ma be redemyt and lowsyt befor the fest of Martimes in the sade zer ; becaus tha are ferme landis, ande becaus the landis of Howsill pertenyng to the sade Erll of Levenax ar elikvys in vedset for the sowme of sextene scor of merkis apone ane reuercione, the sade Erll of Muntrois sall contente and pay to hym to the redemyng tharof the sowme of thre hundreth merkis at the next fest of Mychelmes tharefter in the zer of Gode m^o. v^o. and

tene zeris, swa that the sade landis of Howsill sall be redemyt elikvys befor the fest of Martines next tharefter; ande tharefter termlië, Vitsonday and Martines, ilk terme ane hundreth merkis, quhill the sade sowme of achtene hundreth merkis be fullily completit and pait, as said is: the quhilk haill sowme of achtene hundreth merkis the sade Erll of Muntros sall pay to the sade Erll of Levenax to be disponyt and gevyn for the redemyng of his landis that ar in vedset, in sa fer as that extendis to, ande nocht to be expendyt in nane vthyr vs: Ande forther sowmis and tochyrr to be pait in maner and form abone expremyt, the sade Erll of Levenax sall put his sone forsade in the fe of ane hundreth pundis vourth of lande in propyrtie and new extent zerly, liande in sufficiande and conuenient place, with a mansioune and duelling place: off the quhilk hundreth pundis vourth of lande the sade Erll of Levenax sone and the sade Erll of Muntros dochtyrr sall be put in coniunct feftment of an hundreth and twenty merkis vsuallie mone of Scotlande be zer, togedyr with the sade mancione and chemis and the franktenement of the remanent of the sade ane hundreth pundis vourth of lande to be resinyt to the sade Erll of Levenax for all the dayis of his liffe, ande the sade landis and coniunct feftment to be resignit in the kyngis handis and to be gevyn agane in the sikirest and dew forme incontinent: Ande the expens of the sade infeftment to be payit and evynlie devidyt betuex the sade lordis, sa that ilk ane of thame sall pay the tane halff, and siklik of the dispensacioune, gyf ony mister is. Ande for the securite and pament of the sade sowmes and tochyrr abone expremyt, the sade Erll of Muntros he sall infeft the sade Erll of Levenax in certane landis be chartyr and sesyng, nocht hafande profet of the sade landis, bot in default of pament of the sowmes, gyfe tha falze to be pait at the sade termes: Ande becaus the sade Erll of Muntros contentis and payis a gret part of the sade sowmes befor the cumin of the sade partis to perfyte ag of mariag, and befor the completyng of the samyn, the sade Erll of Levenax sall

infeft hyme be chartyr and sesyng in certane landis for the securite of the sade sowmes that he payis gyf yt sall happyn the sade mariag to falze, as Gode forbode yt do, be ded or dissasent of ony of the partiis, or be aventour that our Souerane Lord dispone apone the sade mariagis, be vard or vthyr vayis, ande at charteris, evidentis, reuercionis and obligacionis be made herapone in dew forme, accordyng to the effec of this present vyrt abone writyne : ande for the fulfilling, sur obseruyne, and kepyn of all and sindry the appunctmentis, articulis and condisionis in thir present endentowris abone vityne in forme and effec, as sade is, bath the sade parteis ar obliste and sworne till vtheris, be the fathis and treuthis in thar bodis, the haly ewangelis trichyt, to keip ther presentis abone vyrtin but fraude or gylle. In vytnes of the quhilk to the part of thyr endentowris ramanande with ye sade Mathew Erll of Levenax and Lord Dernlie the seill of the sade Vilzame Erle of Muntrois and Lord Grahame, with his manuell subscripcione is affixit, and to the part of thir endentowris ramanande with the sade Vilzame Erll Montrois, Lord Grahame, the seill off the sade Mathew Erll of Levenax, Lord Dernlie, vith his manuelle subscripcione is affixit, zeir, day, and place forsade ; befor thyr vytnes, a reuerende fader in Gode, David Bishop of Ergylle, Sir Vilzame Murray of Tuliberdyn, Sir James Homiltovn of Siluertovne, knyechtis, and Robert Collvyn of Hiltovne, with vtheris diueris.

A large, stylized handwritten signature in dark ink. The top part of the signature is a large, flowing 'M' that extends across the width of the text. Below it, the words 'Mathew Erll of Levenax' are written in a cursive hand, followed by a long, horizontal flourish that extends to the right.

112. ASSIGNATION by CRISTEN MURDOCH, spouse of John Freland, to MATHEW EARL OF LENNOX.—2d August 1506.

BE it kend till all men be thir present lettris, me, Cristene Murdoch, the spous of Johne of Freland, till haf maid, constitut and ordanit, and be the tenour of thir present lettris makis, constitutis, and ordanis ane nobill and mychty lorde, Mathew Erle of Leuenax and Lord Dernle, etc., my verray lauchfull, vndowtit, and vnreuocable cessionar and assignaye, in and to ane assignation and lyfrent maid to me be Robert Callander of Dowratour, of twa merkis land of new extent of his landis of Bawcoroth Freland, liand on the est part of the said landis, wyth the pertinence, liand within the erldome of the Leuenax, and now within the sheriffdome of Dunbertane, for certane sowmez of money payet be my said lord to me in my gret myster tharfor beforhand in redy money, etc. : of the quhilkis I hald me weile content, assithit, and payet, etc. : To be haldin, and to be had all and haile the said assignatioun and lyfrent of the said twa merk land of new extent of the saidis landis of Bawcoroth Freland, with the pertinence, with all the poyntis, fredomez, and preuelegis contenit in my assignatioun and lyfrent maid to me of the saidis landis to my forsaid lord, my vnreuocable cessionar and assignai thareto forsaid, fra me and all vthers myn assignais, induryng all the dais of my lyf, turnand and transferrand the haile richt, propertie, and possessione of the saidis assignatioun and lyfrent [maid to me] of the said twa merk land, with the pertinence, in and to my said lord, my vnreuocable cess[ionar and assignai for] me, and all vthers myn assignais, induryng all the dais of my lyf, as said is, swa that it sal be [laful to the] said lord, for my tyme, to dispoone apone the said landis as he thinkis caus ; and attour, I commit my full power, and als makis, constitutis, and ordanis my said lord my vnreuocable procuratour, to persew and folow Johne of Kincaid befor quhatsumeuer juge of law, spirituale or temporale,

quhatsumeuer tyme, dai, or place, for the wranguis vptaking, and intrometting with the malis and fernis of the said twa merkland of the Mertymes and Witsondai termes last by past, be all termes and proces of law as efferis; fern and stabill haldand, and for to hald, all and quhatsumeuer thingis the said my lord my vneuocable cessionar, assignai, and procuratour forsaid in my name, in the premis ledis to be done. In witnes of the quhilk thing, in my pur wedowhed, to thir present lettris, becaus I had na sele propir of myn awne, I haf, with gret instance, procurit the sele of ane worschipfull man, Robert Watstone, burgess of Dunbertane, for me to be affixt, at Dunbertane, the secund dai of the moneth of August, the zer of God 1^m v^e and sex zeris, befor thir witnes, Johne of Pares, Alane Buntyn, David Akinross, Johne M^cManis, and Eweyne Feriar, with vthers diuers.

113. PROCESS OF DISPENSATION for the Marriage of WILLIAM CUNYNGHAM, son and heir of Cuthbert Earl of Glencarne, and MARGARET STEWART, daughter of Mathew Earl of Lennox.—15th December 1507.

VNIUERSIS et singulis sancte matris ecclesie filiis presentes literas inspecturis, lecturis, pariter et auditoris, Patricius Murray, thesaurarius ecclesie Dunblanensis, iudex et commissarius a sede apostolica specialiter constitutus, salutem in omnium Salvatore: Quia reuerendissimus in Christo pater ac dominus Ludouicus miseracione diuina Sancti Marcelli presbyter cardinalis sanctissimi domini nostri pape maior penitenciarius certas suas commissionis literas sub sigillo ipsius oblongo cera rubea albe impressa cum filis rubiis, more Romane curie, impendente sigillatas, ad dispensandum cum certo numero virorum et mulierum, prout in dictis literis apostolicis plenius continetur, nobis direxisset huiusmodi sub tenore: Ludouicus miseracione diuina titulo Sancti

Marcelli presbyter cardinalis dilecto in Christo Patricio Murray thesaurario ecclesie Dunblanensis, salutem in Domino : Sedis apostolice indefessa clemencia circumquaque peruigil ea potissimum circumspicere non desinit per que periculis animarum obuiatur et paci ac tranquillitati Christi fidelium consulatur, iurisque rigorem, temporum et ipsorum Christi fidelium qualitatibus pensatis, moderando prout salubrius secundum Deum expedire cognoscit, sane oblate nobis pro parte tua nuper petitionis series continebat quod plures vtriusque sexus Christi fideles in regno Scotie ad pacem [et] concordiam inter se suosque consanguineos et amicos faciendam, factamque conseruandam, necnon inimicitiiis et dissensionibus que oriri possent obuiandum et certis aliis rationabilibus causis interdum cupiunt matrimonialiter copulari : Sed quia consanguinitate aut affinitate inuicem coniuncti seu se attinentes sedem apostolicam ob illius ab eis notabilem distanciam pro dispensacionibus super huiusmodi impedimentis obtinendis commode accedere seu ad eam recursum habere possint, non sperantes, dictas dispensaciones non consequuntur et matrimonio non copulati pax et concordia inter eos et eorum consanguineos seu amicos minime solidatur in non modicum eorum animarum periculum, et si tibi dispensandi cum predictis copulis a sede eadem tribueretur facultas et profecto paci et tranquillitati eorundem Christi fidelium ac eorum animarum saluti non parum consuleretur : Quare supplicari fecisti humiliter tibi et dietis Christi fidelibus super hiis per ipsius sedis clementiam de oportuno remedio misericorditer prouideri : Nos igitur qui pacis et tranquillitatis zelatores sumus animarumque saluti dictorum Christi fidelium consulere volentes, auctoritate domini nostri pape cuius penitentie curam gerimus, et de eius speciali mandato super hoc viue vocis oraculo nobis facto, tibi vt hinc ad quadriennium a data presencium computandum cum viginti copulis, videlicet, viginti viris et totidem mulieribus super impedimentis quarti gradus consanguinitatis aut affinitatis eciam si alter ipsorum coningum aut contrahere

volentium tercio alter vero quarto consanguinitatis vel affinitatis gradibus ab eodem stipite communi distarent inter se respectiue essent coniuncti aut se attinerent in matrimoniis contrahendis aut contractis etiam consummatis ignoranter vt impedimentis huiusmodi non obstantibus viginti viri et totidem mulieres matrimonium inter se libere respectiue contrahere, et in eo postquam contractum fuerit, seu si jam contractum existat in eorum sic contracto matrimonio respectiue licite valeant remanere, dummodo dicte mulieres propter hoc ab aliquo rapte non fuerint, dispensare, prolem susceptam si qua fuerit et suscipiendam inter eos respectiue legitimam decernendo libere et licite possis et valeas, veris existentibus premissis, tenore presencium indulgemus, ac super hiis plenam et liberam concedimus facultatem, constitucionibus et ordinacionibus apostolicis ac prouincialibus et sinodalibus ceterisque in contrarium facientibus non obstantibus quibuscunque : Prouiso quod duplum siue tenores dispensacionum quas vigore presencium per te fieri contigerit, vt prefertur, sub sigillo tuo in forma auctentica nobis ac officio penitentie apostolice huiusmodi in et cum aliis illius registris perpetuo, pro vtilitate partium dispensaciones huiusmodi continendum infra tempus congruum pro facti qualitate transmittere cures, et numerum viginti copularum predictum nullatenus accedas nec cum eis in aliis impedimentis a iure prohibitis preterquam in casibus in huiusmodi facultate tibi, vt premititur, concessa, expressis dispensare, nec etiam dicta facultate post dictum spacium quadriennii, vti presumas quod si quid preterea presencium contra illarum tenorem fieri contigerit, illud et inde secuta quecunque nullius existant roboris uel momenti : Datum Rome, apud Sanctum Petrum, sub sigillo officii penitencie, xii kalendas Iulii pontificatus domini Iulii pape secundi anno quarto : Vigore quarum et auctoritate nobis desuper comissa fuimus per nobiles personas Willelmum Cunyngham filium et apparentem heredem nobilis et potentis domini, Cutberti comitis de Glencarne, et Margaretam Stewart filiam eciam

nobilis et potentis domini, Mathei comitis de Lenax, Glasguensis diocesis, coram nobis presentialiter constitutas attingentes in tercio et quarto consanguinitatis gradibus requisiti quatenus cum eisdem super predictis tercio et quarto gradibus consanguinitatis auctoritate apostolica nobis desuper commissa dispensaremus : Nos vero volentes mandatum apostolicum nobis directum reuerenter exequi vt tenemur attenta forma ipsarum literarum apostolicarum et diligenter inspecta, ac de et super impedimentis huiusmodi in tercio et quarto gradibus consanguinitatis sufficienter instructi per inquisitionem ex fidedignorum testimonio coram nobis productorum iuratorum et diligenter examinerum legitime factam comperimus prefatos Willelmum et Mergaretam in tercio et quarto gradibus consanguinitatis inuicem attingere, et quod dicta Mergareta ab aliquo rapta non fuerit, ipsosque Willelmum et Mergaretam humiles ad huiusmodi dispensacionis gratiam obtinendam inuenimus : Idcirco nos Patricius iudex et commissarius antedictus ad infrascripta cum eisdem Willelmo et Mergareta vt ipsi impedimentis consanguinitatis predictis non obstantibus matrimonium inter se contrahere et in eo postquam contractum fuerit libere et licite remanere valeant auctoritate apostolica nobis desuper commissa misericorditer duximus dispensandum, prout tenore presencium dispensamus, prolesque inter eosdem suscipiendas dictarum literarum apostolicarum serie legitimas fore decreuimus, prout per presentes decernimus. In quorum omnium et singulorum fidem et testimonium premissorum presentes literas exinde fieri et per notarium publicum subscriptum subscribi et publicari mandauimus nostrique sigilli iussimus et fecimus appensione communiri. Datum et actum apud oppidum Edinburgi loco consistoriali ecclesie collegiate eiusdem, sub anno a natiuitate Domini millesimo quingentesimo septimo, mensis vero Decembris die decima quinta, indicione vndecima, pontificatus sanctissimi in Christo patris et domini nostri domini Iulii diuina prouidencia pape secundi anno quarto ; presentibus ibidem reuerendo in

Christo patre Daud miseracione diuina episcopo Lismorensi, venerabilibus viris, Magistro Willelmo Wawan, canonico Abberdonensi ac officiali Sancti-andree infra partes Laudonie, Domino Georgio Newton rectore de Betharoul, Adam Hoppar notario publico, testibus ad premissa vocatis pariter et rogatis.

[Sequitur attestatio Johannis Sanchare, A.M., presbyteri Aberdonensis diocesis notarii.]

114. TESTAMENT of BARALD STEWART, Lord of Albigny, made 8th, and confirmed 18th June 1508.

INVENTARIUM omnium bonorum quondam nobilis et potentis domini, Baraldi Stewart domini de Albigny, comitis de Bewmont, etc., infra regnum Scocie existencium, factum apud Corstorphin, octauo die mensis Junii anno Domini millesimo quingentesimo octauo, coram his testibus, Alano Stewart de Cardonald, magistris Adam Colquhone, rectore de Guvane, Hugone Arbuthnot.

In primis, fatetur se habere in vasis argenteis, zonis, et aliis jocalibus, ad valorem . . . ii^m iiiii librarum. Item, indumenta et vestimenta sui corporis.

Summa Inuentarii patet.

Debita que per eum debentur. Item, diuersis suis creditoribus quinginta scuta auri ponderis Francie.

Summa debitorum patet.

Summa omnium bonorum debitis extractis et solutis . . . i^m viii^e libbre.

Cum nichil sit certius morte nec incertius hora mortis, hinc est quod ego Baraldus Stewart predictus, licet eger corpore, sanus tamen mente, condo testamentum meum in hunc modum: In primis do et lego animam meam Deo omnipotenti, Beate Marie Virgini et omnibus sanctis, corpusque meum sepeliendum fore in ecclesia fratrum minorum obseruancie Edinburgi: Item

lego in die sepulture mee in funeralibus pauperibus, aliis piis operibus et dictis fratribus xiiii^o libras: Residuum vero omnium bonorum meorum existencium, ut supra, pono in disposicione executorum meorum quos constituo et ordino, videlicet, nobilem et potentem dominum, Matheum comitem de Levenax dominum Dernly, et Johannem de Aysoune, vt ipsi disponant pro me et pro salute anime mee, prout coram summo iudice voluerint respondere in die iudicii.

Nos Gavinus Dunbar, Archidiaconus Sanctiandree principalis, ac reuerendissimi in Christo patris et domini, Alexandri miseracione diuina Sanctiandree Archiepiscopi tocius regni Scocie primatis et apostolice sedis legati, vnus vicariorum generalium necnon eiusdem commissarius in hac parte specialiter constitutus, hoc presens bonorum inuentarium siue testamentum in quantum rite factum et singula in eodem contenta approbamus, ratificamus, et per presentes confirmamus. In cuius rei testimonium sigillum nostrum quo in talibus vtimur presentibus est affixum, apud Edinburgh, xviii^o die mensis Junii anno Domini millesimo quingentesimo octauo.

115. ACCEPTANCE by MATHEW CAMBEL of Kyllocht, from MATHEW EARL OF LENNOX of Kowmoir in lieu of Newmanis.—16th December 1508.

BE it kend til al men be this present wryt, me, Mathew Cambel of Kyllocht, that forsaneikle as ane maist noble and mychty lord, Mathew Erle of Lennax and Lord Dernle, hes sauld and analeit til me be charter, seising and infestment, al and hail his landis of Newmanis, wytht al profeit and pertinence therof, liand wythin the barony of Tarbolton and schirefdome of Air, as the said charter and seising maid therapone mair fullylely proportis: and attour,

the said noble and mychty lord hes assignit til me the said Mathew the landis of Kowmoir and the profiteis thair of wytht thar pertinence, liand wythin the schirefdome of Renfrew and the lordschip of Dernle, in contentacion and hail profite of the said landis of Newmanis wytht ther pertinence; I the said Mathew is content of the said assignatioun, and dischargis al profiteis of the Newmanis indurand al the tymys of peciable brukyn of my said assignatioun of the said landis of Kowmoir wytht ther pertinence, and sal newir intromet wytht no profiteis of the said landis of Newmanis, no mak no interruption therof to the said noble and mychty lord no his tenandis, indurand the tymis of my peciable brukyn of the saidis landis of Kilmoir, as said is: and quhat tym that I the said Mathew is trubullit in the peciable brukyn of the said landis of Kowmoir be ony persone or personis, ony manner of waye, it sal be leful to me til haif ful entress and regress to the said landis of Newmanis wytht thair pertinence and profiteis, but ony impediment: the quhilkis I oblliss me in the maist strait forme of obligacioun to keip be this present wryt. In witnes heirof I haif affixit to my seil to thir presentis at Glasgw, the xvj day of December, the zer of God ane thousand fyf hundreth and aucht zeris; befor thir witnes, Master Adam Colquhoun chanoun of Glasgw, William Cunyngham of the Creganis, Sir James Knox, Jhone Steward, and James Hamilton, with vthers diuers.

116. OBLIGATION by JOHN LORD ROSS of Halkhede to LORD LENNOX, relative to the payment of two hundred merks.—26th April 1509.

I, Johne Lord Ros of Halkhede, granttys to do my Lorde of Lenox ientres in the pament of the lattyr twa honder mark that is contenyt in the endentoris betwyx the sayd lord and me, swa at the pament of the sayd twa honder markis sall newyr hort the sayde lord for the cawsys wndyr wrytyn,

and dwyng for me my materys, erytag, cyn and frendis and wderys gud caws to be done to me and thame, the quhylk the sayd lord sall do, God wylling, and I tharfor sall do and pref intres on my pairt. In witneis of this my wryt, wyrtytne and swbsehrywyt witht my hand, at the Halkhed, the xxvj day of Apyrayll, the zer of God a thousand v^e and ix zeris.

*John Campbell
off Galloway*

117. DISCHARGE by ARCHIBALD EARL OF ERGYLLE to WALTER BOQUHANNANE of that Ilk, for £204.—24th January 1510.

WE, Archybald Erle off Ergylle, Lord Campbell and Lorne, grantis ws to be content and payt be the handis of Schir Wylzeme Edmondsthone of Dwntrreth, knyght, in the nayme and behalf of aene honorable man, Waltyr Boquhannane of that Ilk, off the sume of twa hundreth and fowrthe pwndis of gud and wsuall mowny of this realme in part of payment of a mayr sune acht tyll ws for the rademyng off the landis of Strathyr, quhylk perthenit of befor to the said Waltyr of Boquhannane, and war prisyt tyll ws for a certayne sune of mowny ; off the quhylk said swme of twa hundreth fowrth pwndis, as said is, we hald ws content and payt, and we exoner, dyschargis, and quhytelemis the said Waltyr, hys ayris, executouris, and assignais fra ws, our ayris, executouris, and assignais now and foreuer. In wytnes heyrof we hayf affixt to oure seyll to this acquyetance with oure subscribeione manuall, at Perth, the xxiiij day of Januar the zer of God aene thowsand fyw hundreth and thene zers ; befor thir wytnes, Schir Duncan Campbell of Glenurquhay, knyght, Johne Campbell his

broder germayne, Schir Donald M^cFadene, chantor of Lysmor, and Schir Archybald Letch, chancellor of that samyn, with otheris diuerse.



118. DISCHARGE by JOHN LORD ROSS to MATHEW EARL OF LENNOX for 100 merks.—17th April 1511.

BE it kend to all men be this present wryt, me, Johne Lord Ros, to haif resawit be the handis of Sir James Knok, in name of and of behawe of ane noble lord, Mathow Erle of Leuenax and Lord Dernle, the sowme of ane hundretht merkis in part of payment of ane mair sowme aucht to me the said Johne be the said Mathow, eftyr the forme and contrak of certane endentowris and euidentis maid betuix us thairupone: of the quhilk sowme of ane hundretht merkis I, the said Johne Lord Ros, grantis me well content and payt for me, myne ayris and assignaiz, and dischargis the said Mathow Lord of Leuenax his ayris and assignaiz of the said sowme of ane hundretht merkis nowe and for euer. The quhilk sowme of the said hundretht merkis is the fyrst payment of my sonys toicher. In witnes herof I haif subscribit this wryt with my hand, at the Halkhed, the xvij day of the monetht of Aprile, in the zer of God ane thousand fyf hundretht and xi zeris.

JOHN LORD ROOS.

119. OBLIGATION by JOHN LORD ROSS of the Halkheid to MATHEW EARL OF LENNOX.—17th April 1511.

BE it kend to all men be thir present lettrez, me Johne Lord Ros of the Halkheid to be straitlie bunding and oblest, and be the tenor of thir presentis,

maid evidentlie, byndis and obles me, myn ayris and assignaiz, to ane noble and mychty lord, Mathowe Erle of Leuenax and Lord Dernlie; that forsa-
mekill as the said Mathowe Erle of Leuenax has thankfully content and payt
to me the said Johne Lord Ros, the sowme of ane hundreht merkis of gud and
wsuale monze of Scotland, and has promyttit fathfulie to content and pay to me
the sowme of twa hundreht merkis betuix this and the dayt of xv days befor
this next Martymes, to the lowsing of my landis, and tharfor I, the said Johne
Lord Ross, sall nocht craiff the said Mathowe Erle of Leuenax the tother thre
hundreht merkis contenyt in the endentouris maid betuex hymne ande me, on
to the tyne of the fest of Beltene, callit Philip day and Jacob, in the zer of
God ane thousand fyff hundreht and xiiij zeris; nochtwithtstanding the said
Mathow is bunding in his endentour to pay the haill sowme of sex hundreht
merkis betuex and Beltene, in the zer of God ane thousand fyff hundreht and
xij zeris, the said Mathowe Erle of Leuenax payande to me, the said Johne
Lord Ros, thankfully twa hundreht merkis, at the terme of Martymes forsaid,
and thre hundreht merkis at the Belten, in the zer of God ane thousand fyff
hundreht and xiiij zeris, as said is; that thane, for the thankfull payment
maid, and to be maid to me, of the haill six hundreht merkis, that I sall
nocht dispone apone my sonys mariagis to na wther party on to the day and
terme that the falze of the sowmys forsaidis, and the payment of the samyn
be notable knawin be the said Mathowe Erle of Leuenax; nochtwitht-
standing that the endentouris proportis that the said Johne Lord Ros sal be
payt of the haill sowme at the day contenyt into thame; and falzeand of the
payment of the saidis sowmys at termes, zeris, and days, abone wrytyng, that
thane, in that cais, it sal be lefull to me, the said Johne Lord Ros, to dispone
apone my sonys maryagis syklik as I suld and mycht haif downe at the falze
of the saidis endentouris: and to the observing and keping of all and sindry
thir premiss, and in witnes herof I, the said Johne Lord Ros, has subscribit

this present writ witht my hand at the Halkheid, the xvii day of the monetht of Aprile, in the zer of God ane thousand fyff hundretht and xj zeris, befor thir witnes, Johne Cornewell of Batehard, Johne Edmeston, Jhone Mortone, Johne the Ros, and Schir Alexander Barbour, notar, with wtheris diueris.

JOHN LORD ROOS of the Halkhede.

120. CONTRACT OF MARRIAGE between JOHN STEWART, Master of Lennox, and ELIZABETH STEWART, daughter of John Earl of Athole.—19th January 1511.

THIS indentowris maid at Edinburgh, the xix day of the monetht of Januar, the zere of God ane thousand fyve hundretht and ellevin zeiris, contenis, proportis and beris in thame selfe witnes, that it is apointit, aggreit, and concordit betuix ane reuerend fader in God, Andro be the mercy of God Bischope of Caithnes, Commendatour of Ferne and Kelso, and Schir Johnne Stewart, Master of Authole, one that ane part, and ane nobill and mychty lord, Matho Erle of Levnax, Lord Dernly, and Johnne Stewart, his sone and apperand are, Master of Levnax, one that other part, in maner and forme as eftir followis; that is to say, that the said Johnne Master of Levnax sall, God willing, mary and haue to wife Elizabetht Stewart, the dochtir of Johnne Stewart, Erle of Authole, cousinace to the said reuerend fader, and sistir to the said Master of Authole; quhilkis mariage sal be completit and solennizate in the face of haly Kirk in all guidlie haist: And the said Erle of Levnax sall gife in coniunct feftment to the saidis Johnne Master of Levnax and Elizabetht Stewart, his spous, the place and the fortalice of Gastoun, togidder witht the manis theroof, and otheris landis liand about it, extending to ten merkis wortht of land of ald extent, the haile landis and barony of Torboltoun, witht thar pertinentis, tenentis and tenendriis, witht aduocatioun and donatioun of the kirke of the sammin, and the twenty merkis wortht of land of ald

extent of Drygavne, witht thar pertinence, liand within the schirefdome of Aire; quhilkis landis sal be gevin to the saidis Johnne and Elizabetht his spous, and the langast levand of thaim in coniunct fee, and to the airis maile to be gottin betuix thame; quhilkis failzeing, to the saidis Johnne airis maile quhatsumeir; quhilkis als failzeand, cumand agane to the said Matho Erle of Levnax and his airis, eftir the forme of his infestmentis that he has now of the sammin: For the quhilkis mariage to be completit and coniunct fe to be gevin in maner forsaide, the said reuerend fader and Johnne Master of Authole, atour the expedicioun of certane infestmentis witht suplement of faltis gottin be thaim to the said Erle of Levnax at our Souerane Lordis handis in heritage, bindis and oblis thame, coniunctlie and seueralie, renunciand the benefite of diuisione, ther airis, executouris, and assignais, to content and pay to the said Mathew Erle of Levnax, his airis, executouris and assignais, the sovme of ane thousand merkis vsuale money of Scotland, betuix the day of the dait hereof and the penult day of September nixt to cum, but langer delay, fraud or gile, to be warit upone the redemptione of certane landis of the said erlis that ar in wedsett, and analiit vnder reuersiouns; quhilkis landis being redemit be the payment of the said thousand merkis, the tane half of the sammin sall remane witht the said Erle of Levnax, and the said erle sall gife the tother halfe to the saidis Johnne, his sone, and Elizabetht his spous in coniunct fee, in the sickereist wis: And gife it ples the said reuerend fader and Master of Authole, the said Erle of Levnax sall deliuer, incontinent eftir the completing of the said mariage to thaim sa mony reuersions of wedsett landis as drawis to fywe hundretht merkis of ony landis thai implece to name of his that lye in wed, to the intent and effect that the sammin landis may be redemit and gevin in coniunct fee, as said is, to the said Master of Levnax and his said spous: Item, it is apointit that in the infestment to be maid to the said Master of Levnax and his spous the franktennement of the said tenendriis and vse of

proffit therofe of the barony of Torboltoun, togidder with the aduocacione and donatioun of the kirk of the sammin, sal be reseruit to the said Mathew Erle of Levnax for all the dais of his liffe : Item, because thar is impediment of consanguinite betuix the said Johnne Master of Levnax and Elizabetht Stewart, throw the quhilk thai may nocht contract mariage without dispensatioun of the court, therfor, it is apointit that the said reuerend fader sall get ane dispensatione of the Court of Rome for sic impedimentis as ar now knawin for the making of the said mariage and completing of the sammin. And gife ther happinnis eftir the completing of the said mariage, ony impediment to ocure quhar throught the saidis personis may nocht lauchfully remane togidder in mariage, the said Johnne Stewart, Master of Levnax, sall upone his awin expens, als oft as ony sic impedimentis occurris, rais new dispensatiouns of the Court of Rome, and sall bring hame the sammin and vse thaim, owther confirmand the matrimonye but diuortione, or, gife thai be diuorcit, to complet the sammin agane, say that allwais the airis to be gottin betuix thaim sal be lauchfule and habile to succeid to the said Johnnis heritage, thai beand maile, and the said Elizabetht, for hir part, being redy to vse the saidis dispensationis quhen thai sall cum : And gife the said Johnne Master of Levnax failzeis herintill, swa that the said Elizabetht beis diuorcit and amowit fra him onmariit agane, the said Johnne Stewart, Master of Levnax, and his airis sall content and pay to the said Johnne Master of Authole, and his airis, to the vtillite and proffitt of the said Elizabetht, his systir, the sovme of thre thousand pundis vsuale money of Scotland, within xl. dais eftir the said failze, becaus of sovms of money paid and other gude dedis done be the said reuerend fader and Johnne Master of Authole to the saidis Mathew Erle of Levnax and Johnne Master of Levnax, his sone, and for damage and skaitht sustenit and to be sustenit be thaim and be the said Elizabetht, in default of keping and lauchfull completing of the saidis mariagis : Item, it is apointit that gife it happinnis

the franktennement of the tennendriis of the barony of Torboltoun, witht aduocatione of the kirk, to cum to the handis of the saidis Elizabetht be the deces of the said Erle of Levnax and Master of Levnax, the said Elizabetht sall gife and deliner the proffettis of the saidis tenendriis fra hir to the airis that succedis to the said Erle and Master, and sall dispone and gife the kirk, quhen it wakis, at thar will, or sall suffir thaim to tak vpe the proffittis of the saidis tenendriis, and to dispone upone the said kirk, and scho to haue na intromissione tharof, bot to thar weille : And therupoun the said Elizabetht sall gife hir obligatioun to the said Erle in guid forme : And to the keping and fullfilling of all the punctis aboun writtin, baith the said partiis ar bundin and oblist to otheris be thar gret aithis, for thame, thair airis, executouris and assignais, and has interchangeabilie selit and subscriuit thir indentouris witht thar selis and handis, day, zer, and place forsaidis ; befor thir witnes, that is to say, Schir William Scot of Baluery, knycht, Master Waltir Leslie, channoune of Dunkeld, David Lermontht, prouest of Sanctandrois, Mastir Robert Maxwell, persoun of Torboltoune, Schir Thomas Murray, Mastir Alexander Setoun, and William Forestir, witht otheris diuers.

MATHEW ERL OF LENAX AND LORD DERNLE.

JHON STEWARD, MASTER OF LENAX.

[Dorso] Indentura contractus matrimonii inter primogenitum Domini Comitis de Levnax et Isobellam [*sic*] Stewart filiam Comitis Autholie.

121. DISPENSATION for the Marriage of JOHN STEWART, Knight, son and heir of Mathew Earl of Lennox, and ISABELLA STEWART, daughter of John Earl of Athole.—29th January 1511.

VNIUERSIS et singulis sancte matris ecclesie filiis ad quorum noticias presentes litere peruenerint, Jacobus Lyn, canonicus ecclesie cathedralis Dunkeldensis

et in hac parte sedis apostolice commissarius specialiter constitutus, salutem in Domino sempiternam : Ex parte nobilis viri Johannis Stewart, militis, filii et apparentis heredis nobilis et potentis domini, Mathei comitis de Levynnax domini Dernlie, laici Glasguensis diocesis, et nobilis mulieris Isabelle Stewart, filie nobilis et potentis domini Johannis comitis Atholie, Dunkeldensis diocesis, nuper nobis oblata peticio continebat quod ipsi ex certis rationabilibus causis desiderant inuicem matrimonialiter copulari : sed quia alter ipsorum secundo, alter vero quarto consanguinitatis gradibus a stipite communi distant desiderium suum in hac parte perimplere non possunt absque legitima dispensacione : Quare requisiti fuimus humiliter debita cum instantia per dictos Johannem, militem, et Isabellam principales quatenus auctoritate apostolica nobis commissa ad execucionem nostre commissionis in talibus habite et inferiori scripte et inserte ac contentorum in eadem procedere et cum eisdem Johanne et Isabella iuxta tenorem eiusdem commissionis misericorditer dispensare dignemur : Nos igitur illorum consulere saluti cupientes animarum ac eorum piis desideriis annuentes, receptis primitus de mandato nostro nonnullis testibus fidedignis ad sacrosancta Dei ewangelia iuratis habitaque diligenti inquisitione super noticia impedimenti predicti comperimus dictos Johannem et Isabellam alterum eorum secundo, alterum vero quarto, consanguinitatis gradibus huiusmodi a stipite communi distare, ipsamque Isabellam ab aliquo minime raptam extitisse, et ipsos ad huiusmodi dispensacionis gratiam optinendum abiles fore concepinus : Idcirco, auctoritate apostolica nobis commissa et qua fungimur, cum dictis Johanne et Isabella vt matrimonium inter se libere contrahere et in eo postquam contractum fuerit licite remanere valeant, bannis tamen prius editis et aliis solempnitatibus in huiusmodi matrimonio contrahendo fieri consuetis seruatis, iuxta tenorem facultatis nobis a sede apostolica dispensandi, videlicet, cum sexaginta copulis super tali-bus impedimentis concessis, misericorditer duximus in eorum propriis personis

dispensandum, prout tenore presencium cum eisdem dispensamus, dummodo dicta mulier propter hoc ab aliquo rapta non fuerit, vt coram nobis minime extitisse constabat, prolemque exinde suscipiendam legitimam fore decernentes non obstante impedimento predicto : Sequitur tenor nostre commissionis de qua supra fit mentio : Ludouicus miseracione diuina titulo sancti Marcelli presbyter cardinalis, discreto viro Jacobo Lyn, canonico Dunkeldensi, salutem in Domino : Sedis apostolice indefessa clementia circumquaque peruigil ea potissimum circumspicere non desinit per que animarum periculis obuatur ac paci et tranquillitati Christi fidelium consulatur juris rigorem temporum et ipsorum Christi fidelium qualitatibus pensatis moderando, prout salubrius secundum Deum expedire cognoscit, sane oblate nobis nuper pro parte tua petitionis series continebat quod plures vtriusque sexus Christi fideles in regno et dominio regis Scocie ad pacem et concordiam inter se suosque consanguineos et amicos componendam et conseruandam, necnon inimiciis et dissensionibus que oriri possent obuandum ac certis aliis rationabilibus causis moti interdum cupiunt inuicem matrimonialiter copulari : Sed quia consanguinitate et affinitate ac publice honestatis, iusticie, et cognicionis spiritualis impedimentis impediti interdum, et sedem apostolicam ob illius ab eis notabilem distanciam pro dispensacionibus desuper obtinendis commode adire non possunt, sepe contingit quod aut pacis desiderio frustrantur, aut impedimentis huiusmodi non obstantibus inuicem copulantur absque aliqua desuper dispensacione, in non modicum animarum suarum periculum : Et si tibi dispensandi cum predictis copulis a sede eadem tribueretur facultas profecto paci et tranquillitati ac animarum eorundem non parum consuleretur : Quare supplicari fecisti humiliter tibi et dictis Christi fidelibus super hiis per eiusdem sedis clemenciam misericorditer prouideri : Nos igitur qui pacis et tranquillitatis zelator sumus dictorum Christi fidelium animarum saluti prouidere et consulere volentes, auctoritate domini pape cuius penitencie

curam gerimus, et de eius speciali mandato super hoc viue vocis oraculo nobis facto, vt hinc ad quinquennium a data presencium computandum cum sexaginta copulis, videlicet, sexaginta viris et totidem mulieribus quarto et quarto seu simplici aut duplici vel multiplici quarto et ex eodem stipite simplici duplici aut multiplici tercio et quarto consanguinitatis et affinitatis aut consanguinitatis seu affiuitatis gradibus aut primi secundi tercii vel quarti publice honestatis, iusticie impedimentis impeditis, seu coniunctis et se attinentibus; etiam si parentes alterius contrahencium alterum de sacro fonte leuauerint seu in sacramento confirmacionis tenuerint vt huiusmodi impedimentis seu eorum aliquibus non obstantibus ipsi Christi fideles matrimonium inter se eciam si impedimenta huiusmodi ignorantes vel scientes sese cognouerint matrimonium inter se contrahere, et postquam contractum fuerit seu eciam impedimenta huiusmodi ignorantes matrimonium inter se contraxerunt illudque carnali copula consummarunt, ac eciam scientes impedimenta predicta similiter matrimonium contraxerunt carnali copula inter eos minime subsecuta, in eorum sic contracto matrimonio remanere libere et licite valeant, dummodo propter hoc dicte mulieres ab aliquo rapte nou fuerint; prolem exinde inter eos respectiue susceptam et suscipiendam legitimam decernentes dispensare, necnon dispensacioes huiusmodi pro copulis quorum alter ipsorum coniugum seu contrahencium secundo vel tercio, alter vero quarto consanguinitatis seu affinitatis aut consanguinitatis et affinitatis gradibus predictis diuisim seu coniunctim erit coniunctus seu attinebit, licet in dispeusacionibus huiusmodi per te pro tempore factis de secundo vel tercio nulla mencio facta fuerit validas et sufficientes fore iuxta felcis recordacionis domini Clementis pape sexti constituciones super hoc editas decernere, perinde ac si de distancia secundi vel tercii gradus predictorum in dispensacionibus ipsis mentio facta foret, possis et valeas, tibi veris existentibus supradictis tenore presencium indulgemus, ac super hiis plenam et liberam concedimus facultatem, nou

obstantibus constitutionibus et ordinationibus apostolicis, necnon provincialibus et sinodalibus ceterisque contrariis quibuscunque ; prouiso quod duplum siue tenorem dispensacionum quas vigore presencium per te fieri contigerit, vt prefertur, sub sigillo tuo in forma autentica nobis vel officio penitencie apostolice in eo cum aliis illius registris perpetuo pro vtilitate parcium dispensaciones huiusmodi concernencium seruandum infra tempus congruum pro facti qualitate transmittere cures et numerum sexaginta copularum predictarum nullatenus excedas, nec cum aliis ex aliquibus sexaginta copulis predictis quorum alter forsan tercio consanguinitatis vel affinitatis aut propinquiori gradu a stipite communi esset coniunctus, vel se attineret sen aliis gradibus prohibitis, preterquam in casibus in huiusmodi facultate tibi, vt prefertur, concessa expressis dispensare aut dicta facultate, post dictum quinquennium vti presumas, sciturus quod si quid pretextu presencium contra illarum tenorem fieri contigerit, illud et inde secuta quecunque nullius existant roboris vel momenti. Datum Rauenne, sub sigillo officii penitencie, viiij kalendas Aprilis pontificatus domini Julii pape secundi anno octauo. In quorum omnium et singulorum fidem et testimonium premissorum has presentes literas nostras siue presens publicum instrumentum, processum huiusmodi nostrum in ordine nostre dispensacionis vicesimum octauum in se continentes siue continens fieri fecimus, et per notarios publicos subscriptos subscribi et publicari mandauimus, sigillique nostri iussimus et fecimus appensione communiri. Datum et actum in capella regia iuxta monasterium Sancte Crucis prope Edinburgh, hora nouena ante meridiem vel eocirca, vicesimo nono die mensis Januarij anno Domini secundum cursum et computacionem ecclesie Scotice millesimo quingentesimo vndecimo, indicione decima quinta, pontificatus sanctissimi in Christo patris et domini nostri, domini Julii diuina prouidencia pape secundi anno nono ; presentibus ibidem reuerendis in Christo patribus et dominis, dominis Andrea miseracione diuina Cathanensi episcopo

ac commendatario monasterij de Calco, et supremi domini nostri regis thesaurario, David eadem miseratione episcopo Lesmorensi, nobili et potenti domino, Matheo comite de Levynnax predicto, honorabili viro Johanne Colquhone de Luss, milite, venerabili viro magistro Waltero Leslie, canonico Dunkeldensi, et magistro Alexandro Dempstare, capellano ac notario publico, cum multis aliis testibus ad premissa vocatis pariter et rogatis.

[Sequuntur subscriptiones Adami Hoppar et Alexandri Setoun, clericorum Sanctiandree diocesis, ac notariorum publicorum.]

122. SASINE of MATHEW EARL OF LENNOX in the Earldom of Lennox.

—16th February 1511.

IN Dei nomine amen : Per hoc presens publicum instrumentum cunctis pateat euidenter et sit notum quod anno Incarnacionis Dominice millesimo quingentesimo vndecimo, mensis Februarii die decimo sexto, indicione xv^{ta} pontificatus sanctissimi in Christo patris et domini nostri, domini Julij diuina prouidencia pape secundi anno nono, excellentissimique principis Jacobi Quarti Scotorum Regis regni sui anno vigesimo quarto ; in nostrorum notariorum publicorum et testium subscriptorum presenciis personaliter constitutus nobilis vir, Johannes Colquhoun de Lus, miles, vicecomes in hac parte dicti supremi domini nostri regis, accessit ad manerium de Inchmering, tanquam capitale messuagium comitatus de Levenax, et ibidem prefatus vicecomes quoddam preceptum sasyne capelle regie, sub testimonio magni sigilli, dicto vicecomiti in hac parte specialiter directum, nobis notariis publicis subscriptis tradidit perlegendum et publicandum : cuius precepti tenor de uerbo in uerbum sequitur et est talis : Jacobus Dei gracia Rex Scotorum, vicecomiti et balliuis suis de Striueling, necnon dilectis nostris Johanni Colquhoun de Luse, Petro Houstone de eodem, militibus, Roberto Sympil de Foulwod, Alano Stewart de

Scheilzardis, et Matheo Stewart ac eorum cuilibet coniunctim et diuisim vicecomitibus nostris de Sterueling et Dunbertane in hac parte, salutem : Quia dedimus et concessimus hereditarie dilecto consanguineo et consiliario nostro, Matheo comiti de Leuevenax domino Dernlee, totum et integrum comitatum de Levnax, dominium et terras eiusdem, et officium vicecomitis totalis vicecomitatus de Dunbertane, cum tenentibus, tenandriis, liberetenencium seruiciis earundem, iure patronatus, aduocatione et donacione prepositure ecclesie collegiate de Dunbertane, prebendarum eiusdem, omniumque aliarum ecclesiarum et capellaniarum eorundem comitatus et vicecomitatus, iacentia infra vicecomitatus nostros de Sterueling et Dunbertane ; quequidem . . . fuerunt dicti Mathei comitis de Leuvenax hereditarie et que possidebat et possidet die date presencium ; et in corroboracionem fortificacionem et amplificacionem iuris sui eorundem, nos motu proprio, libera voluntate, certaue ex sciencia, diligenti tractatu cum officiariis nostris desuper habito, absque dolo vel circumuencione, et iure in contrarium quocunque non obstante, dedimus, concessimus, ac pro nobis et successoribus nostris perpetuo confirmauimus dicto Matheo et heredibus suis hereditarie totum ius, interesse, clameum ac iuris titulum, tam petitorium quam possessorium, que et quem nos, predicesores vel successores nostri habuerunt, habemus, seu quouismodo habere vel clamare poterimus vel poterint in vel ad dictum comitatum dominium, terras, officium . . . vel aliquam partem ipsorum in proprietate, superioritate, vel tenandria, vel ad firmas, proficua, et deuorias eorundem que nunc possidet et ante presentem nostram donacionem possidebat rationibus quarumcunque recognicionis, alienacionis maioris partis, forisfacture, eschaete, resignacionis, non-introitus heredum, seu quocunque alio titulo vel forisfacturis quarumcunque personarum possessorum eorundem seu alicuius partis ipsorum quocunque tempore elapso, seu per quamcunque aliam causam vel occasionem retroactam, cum supplemento omnium defectuum, habentes ipsos non expressos

tanquam pro expressis, ac renunciauimus, quieteclamauius, exoneraiimus, et sursum reddidimus dicto Matheo, et heredibus suis eadem ius, clameum, interesse, iuris titulum, et omnem accionem, ius et placitum que nos vel successores nostri desuper mouere poterimus vel poterint pro perpetuo in futurum, sine aliqua reuocacione seu contradiccione quacunque : Insuper pro singulari amore et fauore quos gerimus erga dictum nostrum consanguineum, ac pro bono et gratuito seruicio suo nobis impenso, vniuimus, anneximus, et incorporauimus dictum vicecomitatum de Dunbertane prefato comitatui de Levnax, et ordinauimus quod vnica sasyna capienda per dictum Matheum comitem de Levenax et suos heredes apud manerium de Inchemering, tanquam capitale messuagium dicti comitatus, extendet et erit sufficiens sasyna pro dictis integris comitatu et vicecomitatu et qualibet parte ipsorum tam proprietate quam tenandriis, sine aliqua alia speciali vel particulari sasina per ipsos de eisdem capienda apud aliquem alium locum pro perpetuo in futurum : Volumus cciam et ordinamus quod omnes tenentes et inhabitantes dicti comitatus subeant iurisdiccione prefati nostri consanguinei et heredum suorum vicecomitum nostrorum de Dunbertane omni tempore affuturo, prout in carta nostra sibi Matheo desuper confecta plenius continetur : Vobis precipimus et mandamus quatenus dicto Matheo vel suo certo actornato, latori presencium, sasinam tocius et integri comitatus de Levenax dominii et terrarum eorundem ac officii vicecomitis totalis vicecomitatus de Dunbertane . . . secundum tenorem dicte carte nostre quam de nobis inde habet, iuste haberi faciatis et sine dilacione, et hoc nullo modo omitatis : Ad quod faciendum vobis et vestrum cuilibet, coniunctim et diuisim vicecomitibus nostris de Sterueling et Dunbertane in hac parte, committimus potestatem. Datum sub testimonio magni sigilli nostri, apud Edinburgh, xxv^{to} die mensis Januarij anno Domini millesimo quingentesimo vndecimo et regni nostri vicesimo quarto : Post cuiusquidem precepti lecturam, et eiusdem per nos notarios

publicos subscriptos publicacionem, prefatus Johannes Colquhoun vicecomes, uirtute et vigore sui officii, iuxta et secundum mandatum et continenciam dicti precepti, statum, possessionem corporalem, et sasinam hereditariam tocius et integri comitatus de Levenax domini et terrarum eiusdem ac officii vicecomitis totalis vicecomitatus de Dunbertane . . . per exhibicionem terre et lapidis honorabili viro Alexandro Arincapil de eodem, actornato et eo nomine nobilis et potentis domini, Mathei comitis de Levenax et domini Dernlee, secundum tenorem carte dicti supremi domini nostri Regis quam idem Matheus inde habet, et vt latius in eadem continetur, contulit, exhibuit, dedit, et deliberauit, vt moris est in talibus consuetum, tenor vero hujusmodi actornati sequitur de uerbo in uerbum et est talis : Jacobus Dei gracia rex Scotorum, omnibus probis hominibus suis ad quos presentes litere peruenerint, salutem : Sciatis quod suscipimus Johannem Colquhoun de Luse, militem, Alexandrum Arincapil de eodem, Jacobum Calbrayth de Culcrwth, Macolmum Maxuel, Matheum Steward, Patricium Danzelstoun et Wilelmum Logane, vel eorum aliquos vel aliquem, actornatos vel actornatum dilecti consanguinei [nostri], Mathei comitis de Levenax, domini Dernlee, in omnibus negociis et loquelis, placitis et querelis motis seu mouendis ipsum Matheum tangentibus seu tangere ualentibus quibuscunque diebus et locis contra quoscunque, et coram quibuscunque : Quare uobis precipimus et mandamus quatenus dictos Johannem, Alexandrum, Jacobum, Macolmum, Matheum, Patricium et Wilelmum vel eorum aliquos vel aliquem quos vel quem presentes vel presentem esse contigerit, tanquam actornatos vel actornatum dicti Mathei in premissis recipiatis ; presentibus post annum minime ualituris. In cuius rei testimonium has literas nostras sibi fieri fecimus patentes, apud Edinburgh, sexto die mensis Februarii anno regni nostri vicesimo quarto, etc. Super quibus omnibus et singulis dictus Alexander Arincaple, actornatus et eo nomine quo supra, a nobis notariis publicis subscriptis fieri peciit unum et plura publicum et publica instrumentum et instrumenta. Acta erant hec

apud dictum manerium de Inchmvring, hora decima vel eacirca ante meridiem, anno, mense, die, indicione et pontificatu quibus supra : presentibus ibidem, nobilibus et venerabilibus viris, Roberto Symple de Foulwod, Jacobo Calbrathit de Kilcreweh, Andrea Conygham de Drumquhaschil, Alexandro Conygham de Ross, Roberto Steward de Barscuyb, Waltero Calbrayth de Portnellan, Wmfrido Levenax de Blarschogil, Johanne Maxuel de Stanly, Jacobo Auchinrosche, Wmfrido Colquhoun, Thoma Symple, Patricio Arincaple, Archibaldo Buntyn de Ardoch, Wilelmo Flemyng de Boghaw, et Johanne Leuvnax, cum diuersis aliis testibus ad premissa vocatis pariter et rogatis.

[Sequuntur attestaciones Davidis Dwne, presbyteri, Thome Hugonis, et Roberti Watsone clericorum diocesis Glasguensis, ac publicorum notariorum.]

123. DISCHARGE by JOHN LORD ROSS to the EARL OF LENNOX.—11th July 1512.

I, Johne Lord Ros of the Halkheid, grantis me to haif resawit, be the handis of Schir James Knokis, in name and behalf of my Lord of Lenax, the sowme of twa hundretht merkis of gud and wsuale monze of Scotlande, in a part of payment of ane sowme of monze heicht and promyttit to me eftir the tenour of ane endentour and writing maid of mariagis betuex the said lord and me : Off the quhilk sowme of twa hundretht merkis I, the said Johne Lord Ros, grantis me weill content and pait, and dischargis the said Erle of Lenax, his ayris and assygaiz, for me, myn ayris ande assignaiz, nowe and for euer. In witnes of the quhilk thing to this myn acquittance and discharge of thir premiss I haif subscribit with my hand, and grantis to renowe the sammyn in forme as said is, gif myster be, quhene I sal be requyrit : At the Halkhed, the xj day of the moneth of Julij, in the zer of God ane thousand fyf hundretht and xij. zeris.

JOHÑ LORD ROS, w^t my hand.

124. DISCHARGE by SIR ALEXANDER BARBOUR, on behalf of JOHN LORD ROSS, to ROBERT MAXWELL, for MATHEW EARL OF LENNOX.—17th Nov. 1512.

I, Schir Alexander Barbour, grantis me to haif resaut be the handis of Maister Robert Maxwel, rector of Torboltowne, the sowme of xx merkis of gud and wsuale monze in siluer and gold, in name and behawe of Johne Lord Ros, of the rest of twa hundretht merkis of ane quyteleme gifin to ane honorable lord, Mathowe Erle of Lewenax, be the said Johne Lord [Ross], in payment of his doichtir tohichir. In witnes this my hande, writ at Glasgwe, the xvij day of Nouember, anno Domini M^o quingentesimo xij^o; befor thir witnes, Malcolm Maxwell, Nychoall Brown, and Thomas Luyff.

ALEX.^a BARBOUR, *manu propria*.

125. PRECEPT by JOHN LORD DRUMMOND for infetting HENRY MALCUM in the lands of Fornoch.—5th August 1513.

JOHANNES Dominus Drummond dilectis meis Henrico Petlandy et Willelmo Quhyte, balliuis meis in hac parte, salutem: Quia dedi, concessi, vendidi, et alienaui honorabili viro et dilecto meo Henrico Malcum, mercatori burgensi burgi de Pertht, hereditarie totam et integram duplam partem cum pertinenciis omnium et singularum terrarum mearum de Fornoch cum suis pertinenciis, iacencium in senescallatu de Stratherne infra vicecomitatum de Pertht, prout in carta mea quam inde habet plenius continetur; Vobis igitur et vestrum cuilibet precipio et firmiter mando quatenus visis presentibus, sine morosa dilacione, accedatis, et vestrum quilibet requisitus accedat ad dictam duplam partem terrarum mearum de Fornoch cum pertinenciis, et ibidem dicto Henrico Malcum seu suo certo actornato, presencium latori, statum, sasinam, et possessionem hereditariam dicte duple partis terrarum de Fornoch cum

pertinenciis, secundum formam et tenorem carte mee quam inde habet, tradatis, deliberetis, et iuste haberi faciatis, et hoc nullo modo omittatis, et vestrum quilibet requisitus tradat, deliberet, et iuste haberi faciat, et hoc nullo modo omittat : Ad quod faciendum vobis balliuis meis antedictis, et vestrum cuilibet coniunctim et diuisim, meam liberam et plenariam potestatem ac mandatum speciale et expressum per presentes do et committo, sine reuocatione duraturum : Et vos qui executionem presencium feceritis in huiusmodi executionis testimonium sigillum vestrum in secunda cauda post meum sigillum debite appendatis. In cuius rei testimonium sigillum meum proprium presentibus manu mea subscriptis est appensum, apud Drummane, quinto die mensis Augusti anno Domini millesimo quingentesimo decimo tercio ; coram hiis testibus, magistris Waltero Drummond, decano Dunblanensi ecclesiarumque de Forteviot et Kynnowll rector, et Willelmo Irland canonico Dunkeldensi, domino Willelmo Strogeth, presbytero, Jacobo Drummond in Ballach, Johanne Drummond de Pittalloun, Gilberto Morymakmertyn, et Roberto Clare cum diuersis aliis.

JOHN LORD DRUMMOND.

126. PRECEPT by KING JAMES V. for serving JOHN STEWART heir to MATHEW EARL OF LENNOX, his father.—23d September 1513.

JACOBUS Dei gracia Rex Scotorum, omnibus probis hominibus suis ad quos presentes litere peruenerint, salutem : Sciatis quod ex deliberacione et decreto dominorum nostri consilii generaliter datis pro heredibus interfectorum in campo bellico in Northumberland nouissime commisso, fecimus, constituimus, et ordinauimus, ac tenore presencium facimus, constituimus, et ordinamus, dilectos nostros Walterum Buchquhemanne de eodem, Willelmum Schaw de Tornbed, Johannem Fleming in Dunbertane, et Robertum Watsoune in Dun-

bertane, ac eorum quemlibet coniunctim et diuisim, vicecomites nostros de Dunbertane in hac parte, et ad infrascripta duntaxat; videlicet, ad exequendum breue seu breuia capelle nostre impetrata seu impetranda per dilectum nostrum Johannem Stewart, filium et heredem quondam consanguinei nostri Mathei Comitis de Levenax domini Dernlie, sui patris, super terris, annuis redditibus et officiis cum pertinenciis dicti quondam Mathei infra dictum vicecomitatum iacentibus: Dantes et concedentes dictis vicecomitibus nostris in hac parte, ac eorum cuilibet coniunctim et diuisim, nostram plenariam potestatem et mandatum speciale curiam seu curias vicecomitis de Dunbertane pro execucione dictorum breuium statuendi, inchoandi, affirmandi, et tenendi, dicta breuia recipiendi, aperiendi, proclamandi, et debite deseruiui facienda, ac probos et fideles homines patrie ad deseruicionem earundem summonendi, premuniendi, et iurari facienda, et per huiusmodi probos et fideles super punctis et articulis in dictis breui seu breuibz contentis determinari, et deliberari facienda, ac deliberacionem eorundem, vt moris est, capelle nostre retornandi, necnon officiarios et ministros curie pro premissis necessarios substituendi, deputandi, ordinandi, et iurari facienda, et omnia alia et singula facienda, gerendi, et exercendi que ad officium vicecomitis in hac parte pro premissis et circa ea necessaria fuerint seu oportuna: Ratum et gratum habentes et habituri totum et quicquid dicti vicecomites nostri in hac parte aut eorum aliquis coniunctim aut diuisim, aut sui officarii vel ministri, in premissis rite duxerit seu duxerint faciendum: Quare vniuersis et singulis quorum interest vel interesse poterit stricte precipimus et mandamus quatenus dictis vicecomitibus nostris ac eorum cuilibet coniunctim et diuisim, ac officiariis et ministris suis, in omnibus et singulis premissa tangentibus prompte respondeant, pareant, et intendant, sub omni pena que competere poterit in hac parte. Datum sub testimonio magni sigilli nostri, apud Striueling, vicesimo tercio die mensis Septembris, anno regni nostri primo.

127. LETTER by KING JAMES V. charging the Tenants of the Lennox to pay their rents to JOHN EARL OF LENNOX.—7th November [1513.]

JAMES, be the grace of God King of Scottis, to oure louittis Walter Bochuhanan of that ilk, William Lyndissay, Jhone Smolet and Daud Fallusdall, oure schireffis in that part coniunctlie and seueralie specialy constitute, greting: Forsamekle as it is humlie menit and schewin to ws be oure louit cousing and counsalour, Johne Erle of Levinax, that quhar he is seruit and retornit of hys landis, and becaus the terme of Mertimes approchis sa nere that he can nocht gett his preceptis and sesing befor the said terme: Oure will is herfor, and we charge zou straitlie and commandis that incontinent, thir oure lettrez sene, ze command and charge the tennentis of all and sindry oure said cousingis landis quhilkis he haldis of ws to ansuer and obey him of the malis of the said landis of this terme of Mertimes instant, and to poynd and distrinze for the samyn, nochtstanding oure said cousing be vnterit thairto befor the said terme of Mertimes, as ze will ansuer to ws therapon, and vnder all pane and charge that eftir may follow: The quhilk to do we committ to zow, coniunctlie and seueralie, oure full power be thir oure lettrez, deliuering thame be zou deulie execute and indorsate agane to the berar. Gevin vnder oure signete, at Perth, the vij day of Nouember, and of oure regne the first zer.

Ex deliberatione dominorum consilii.

J. ATKINSOUN.

128. INDENTURE between JOHN EARL OF LENNOX, Lord Dernle, and JOHN LORD LYLL, as to the exchange of Dwchal for Raschellie, etc.—23d April 1514.

THIR endentouris maid at Glasgw, the xxiiij day of the moneth of Aprill, the zer of God a thousand five hundreth and xiiij zeris proportis and beris witnes

in thame self that it is appoyntit, aggreit, and finalie concordite betuix noble and mychti lordis, that ar to say, John Erll of Lennax and Lord Dernle, one the ta part, and Johne Lord Lyll one the tother part, in forme, manner, and effecte as eftir folowis; that is to say, that the saide Johne Erll of Lenax sall assigne, discharg, renunce, and gywe our fra hime, his airis, executouris, and assignais, as be thir present endentouris he gewis our, assignis, dischargis, and renuncis to the said Johne Lord Lyll all and syndry his landis of Dwchall, wyth the pertinentis, warde, and blanch ferme, with hous, byggyngis, and forteleg^e pertening to the lordschip of Dwchall, and sall entyr the said Johne Lord Lyll to the fwl introumissione and dispositione of the samyne landis and begyngis fornanyt, wyth thair pertinentis, and sall caus George Lyll, ey me to the said Johne Lord Lyll, to dewoid and furth pass out of the place of Dwchall hime, his serwandis and geirquhatsumeuir, betuix this day and the nixt fest of Witsonday nixt and immediat folowande eftir the dait of thir presentis: Alsua the saide Johne Erll of Lenax sall warrand, supple, acquiet, and defende the said Johne Lorde Lyll, his airis, executouris, and assignais, be hime, his airis, executouris, and assignais, the saide landis of Duchall, wyth all pertinentis that pertenis or sulde pertene to the saide Johne Lorde Lyll, liande wythin quhatsumeuir place or places wythin the realme of Scotlande; the quhilkis landis Mathow vmquhill Erll of Lenax, fader to the saide Johne as now Erll of Lenax, occupiit be himeself or be ony vtheris in his name, behalf, or through his auctorite, on the quhilkis landis the saide Mathow Erll had in tak of oure souerane Lord the King, quhame God assolze: Alsua the said Johne Erll of Lenax sall keip scathles the said Johne Lorde Lyll of the entroumissione with the saidis landis anentis all persone or personis that has or may have clame, rycht, or titill of rycht in or to the said landis of Duchall, wyth the annexis, be the resoune of warde, be the deces of vmquhill Robert Lord Lyll, fader to the saide Johne Lord Lyll, or be the nonentres of the saide

Johne Lord Lyll: For the quhilkis thingis abwne writine, the saide Johne Lord Lyll has causit his eyme, Mastir Johne Lyll, to renunce, giff our, and discharge to the saide Johne Erll of Lenax the landis of Raschellie, Wrychtlande, and the Park of Inchynane, the quhilkis lay to the saide Mastir Johne in wedset vnder reuersione of the sowme of fyf hundreth and fourty merkis of gude and vsuall money of Scotland, wyth all lettrez, euidentis, rycht, charter, and saisyne, wyth all titill of rycht that the saide Master Johne has, hade, or may haue in and to the saidis landis of Raschellie, Wrychtlande, and park of Inchinane, with thar pertinentis, to be deliuerit to the saide Johne Erll of Lenax how sone that the said Johne Erll of Lenax causis the saide Johne Lord Lyll to be enterit to the place of Dwchall, landis, malis, profitis, and all and syndry other dewitis of the samyne, togidder with the manyis of Dwchall, sawine as it is now, wyth power to saw beir, or any other sedis the quhilkis the saide Johne Lord Lyll thinkis expedient to be sawine for the tyme: For the quhilkis the said Johne Lord Lyll has causit his eime, the said Master Johne, to discharg the said Johne Erll of Lenax of tua chaldyr of beyr auchtande to the saide Master Johne be vmquhill Mathow Erll of Lenax, fader to the said Johne Erll of Lenax, for the occupatione of the landis of Raschellie and Wrychtlandis abwne writine: Ande giwe it sall happine, as God forbeit it do, the saide Johne Lord, his airis, executouris, or assignais to be persewit be ony persoun or personis of the saidis landis of Dwchall, with the pertinentis, be resoun of warde or non lauchfull entres, be the deces of the saide vmquhill Robert Lord Lyll, throwch the quhilkis thair beis ony sowmis recouerit vpon the saide Johne Lorde Lyll, his airis, executouris, or assignais, or that he be tribulit in the bruking and rejoisinge of the samyne landis, or ony of thame, with their pertinentis, the saide Johne Erll of Lenax beand lauchfullie warnit be the said Johne Lorde Lyll to the defence of the samyn, thane the said Johne Erll of Lenax sall refunde and pay to the said Johne

Lord Lyll the sowme of fyf hundreth and fourti merkis, togidder with the tua chaldyr of beir forsaide, for costis, scathis, and dampnage sustenit thar throwch : Alsua the said Johne Erll of Lenax is bundyne and oblist, and be thir presentis bindis ande oblis his to the said Johne Lord Lyll, that he sall supple, manteyne, defende, ande afalde part tak with the said Johne Lord Lyll his kyne, frendis, men, and serwandis, be himeself and ony othir that he may procur, in all maters, causis, ande querelis juste, lefull, and honest, aganis quhatsumeuer dedlie, exceppande our souerane Lorde the Kingis allegeance, ande rycht : Siclyk the saide Johne Lord Lyll byndis and oblis his to the saide Johne Erll of Lenax, that he sall in all his gudlie power, be hime or ony othis that he may lefullie procure, supple, manteyne, defend, and afald part tak with the said Johne Erll of Lenax, his kyne, frendis, men and serwandis, in all his or tharis causis, materis, erandis and querelis, iuste, lefull and honest, aganis quhatsumeuer persoun or persounis, exceppand our souerane Lorde the Kingis allegeance : The quhilkis thingis abwne writin to be obseruit and kepit in tyme to cum fra the makyn of thir presentis, induring the tyme of thar. . . . all and syndry thir pointis athir of the parteis hes bundyne and oblest thame be the fayth and trewth in [thar bod]is, the haly ewangell twichit : And for the mar verification hereof bath the saidis lordis [hes to hwngyn thar] awine propyr selis, and subscriwit with thar handis thir presentis enterchangbillie, and ar content that [thir presentis indentouris] be ackit in the officialis bukis of Glasgw, and to thaim bath to be monyst to the fauthfull [observing and keiping] of the samyne vnder the pane of cursing, day, zer, ande place abwne writin ; befor thir [witnes, Robert Sem]ple of Fowlwod, Patryk Danostoun, Adam Steward, Alexander Lyndyssay, with [utheris divers.]

JHON LORD LYLL.

129. BOND OF MANRENT by NINIAN OF BANNACHTYNE of the Kamys and his son ROBERT to JOHN EARL OF LENNOX.—10th February 1514.

BE it kend till all men be thir present letteris, ws, Niniane Bannachtyne of the Kamys, and Robert Bannachtyne, sone and aperand air to the said Niniane, with a consent and assent, to becummyn men and seruandis, and be the faitht and treuth in our bodiis, lelely and treuly becummis men and seruandis to ane nobill and mychte lord, John Erle of Lenax and Lord Dernle, and sall geif to the said lord Erle the best counsale we can, geif ony he askis ws; we sall keip his counsale sacret geif ony he schawis ws; we sall nowdir here, see, wit, nor vnderstand his harme, scatht, dishonour, nor aperand perell to his persone, bot we sall warne hym tharof in all possable haist, and lat it at our gudlie power; we sall geif hym fre ische and entre, with mony or feu, as plesis hym, in all our placis, fortalecis, and strynthis that we haf or mai haf in tyme cummyng als oft as plesis hym, and we sal be with his lordschip in pece and in weir with all our kyn and frendis, and all that we ma be baith nycht and dai, as we ar chargit tharto, for all the dais of our liffis, aganis all thame that leif and dee ma, our allegiance to our Souerane Lord the King and his successors alanerlie outtane; and atour, we obles ws faithfully to the said lord Erle that we sall in tyme cummyng, be our self, kyn, and frendis, tak ane lele, trew, and afauld part with the capitane or capitanis of the castale of But, for the sekir and weil keiping of the samyn, induryng our tyme, but fraud or gile. And this our letter of manrent till indur to the said lord Erle for all the dais of our liffis, and the langast leiffar of ws twa. In witnes of the quhilk thing to thir present letteris, subscriuit witht our handis on the pen, the sele of me the said Niniane is affixit: And becaus I, the said Robert, had na sele propir of myn awne, I haf with instance procurit the sele of the said

Niniane, my derest fader, for me to be affixit, at the Kamys, the tent day of Februar the zer of God 1^m v^c and xiiij zeres.

NINIAN OF BĀNATYN of the Cames.

ROBART OF BĀNATIN, son and air to the said Ninian.

130. DISCHARGE by PATRICK MAXWELL of Newerk to JOHN EARL OF LENNOX of the ward and marriage of JOHN NAPER of Kylmahew, and others.—
July 1516.

BE it kend to all men be thir present letteris, me, Patrik Maxwell of the New Werk, that forsamekle as ane nobill and mychti lord, Johnne Erle of Levenax, Lord Dernly, etc., sauld and analiit to me the waird and mariage of Johnne Naper, the sone and air of wmquhill Robert Naper of Kylmahew, for ane certane soume of money, quhilkis I paiit to the said lord Erle; and albeid the said waird and mariage wald haf gevin to me thre hundreth merkis or mair wsuale money of the realme, neuirtheles I, at the desir of the said lord, gaif him our the sammin to his fre dispositioun: Item, quhair I had be gift and assignatioun of wmquhill Matho Erle of Levenax, fader to the said lord, thre skor of bollis of meil and half ane chaldir of beir zeirlie of the landis of Haltonrig and Conreuth, liand in the lordschip of Douchell, for all the tyme of the waird of Johnne Lord Lile, and tharthrow suld haf broukit and tane wp the said wittalis be the space of four zeres with the mair, neuirtheles the said Johnne Erle of Leuenax take wp the said vittalis and dispoit therapone as he plesit: And mair attour the said Lord Erle restit awand to me of my fee of thre zeres bigane the soume of sex skor of merkis wsuale money forsaid, and in satisfactioun and contentatioun herof the said Johnne Erle of Levenax infest me heretabillly, be charter and saising, in all and sindry his landis of Dargavell, with the pertinens, liand in his lordschip of Inchenan and schireff-

dome of Renfrew; heirfor I, the said Patrik Maxwell, for me, myne airis, executouris, and assignais, frelie quytleemis and dischargis the said Johnne Erle of Lewenax, his airis, executouris, and assignais, of the said waird and mariage of the said Johnne Naper; and als of the said thre skor of bollis of meil and half ane chaldir of beir zerlie, induring the tyme forsaide, and in likwis of the said sex skor of merkis of feale avand to me, as said is, now and for euir, be thir my present letteris. In witnes herof, to thir present letteris, subscriuit with my hand, my seil is affixt, at Edinburgh, the¹ Julij, the zer of God 1^m v^c and sextene zeirs; befor thir witness, Maisteris Robert Maxwell, persone of Torboltoun, James Stewart, persone of Cardros, Adam Culquhone, persone of Stobo, Johnne Lindesay, nevo and apperand air to David Lindesay of Dunrod, George Buchquhannan, newo and apperand air to Walter Buchquhannan of that Ilk, Johnne Blair of that Ilk, and Maister Walter Maxwell, vicar of Kilmalcolme, with vtheris diuers.

PATRYK MAXWELL of Newerk.

131. INDENTURE between JOHN EARL OF LENNOX and HUGH EARL OF EGLINTONE, for the marriage of Mathew Stewart to Christian, daughter of John Master of Eglintone.—16th February 1519.

THIR endentoris maid at Glasgow, the saxtene day of Februar, the zer of God 1^m v^c and nynetene zers, proportis and beris witnes that it is appunctuat, commonit, concordit, and finally endit betuex noble and mychty lordis, that is to say, Jhone Erll Lenax and Lord Darnlye, apone the tane part, and Hew Erle of Eglingtonc, Lord Montgomery, apone the todir part, in maner, forme, and affect as eftir folowis, that is to saye; that Mathew, sone and apperand air to the said Johne Erle of Lenax, sal God uilling mary and haiff to wiff Cristiane Montgomery, eldest dochtir till Johne Maistir of Eglingtonc, allsone

¹ Original torn.

as thai may lauchfully complet the mareage in the face of haly kirk ; and failzeing of the said Mathew, the eldest sone and apperand air of the said Johnis Erle of Lenax sal complet mareage with the said Cristane Mungumry ; and falzeing of hir the nixt eldest dochtir, and sa furth ay and quhill the said Johne Erle of Lenax hes ane sone beand air till hyme, and the said Johne Maister of Eglington haue ane lauchfull dochtir : And for the completing and fulfilling of the said marage, the said Hew Erle of Eglington sal content and paye to the redemen and lousing of the said Johne Erle of Lenax landis, the sowme of tua thousand mercis wsuale monye of the realme, in this maner, and at thir termis as eftir folowis, that is to say ; ane thousand mercis betuix and the fest of Vitsunday nixt eftir the dat of this writ, and the todir thousand merkis, the remanent of the said sovme, to be payit viii dayis befor the nixt terme of Vitsunday thereftir, in complet pament of the said tua thousand mercis ; the quhill tua thousand mercis is gevin for the redemen and lousing of certane landis perteneu to the said Johne Erle of Lenax, quhilkis landis the said Hew Erle of Eglington sal be infest heretabilly be stat and sesing, vnder ane reuersione in securite of the said marage, quhill the barnis be of lauchfull agis to complet the samyn ; and giff the said Erle of Eglington desiris the saidis landis to be resignit in the kingis handis, or ony oderis hafing power to resaiiff resignationis for the tyme, the said Johne Erle of Lenax bindis and obles hyme therto, he hafand ane lettir of regress to the saidis landis quhen the said mareage is completit ; the said Erle of Lenax broukand the profet of the saidis landis all and hail, except tuenti lib. of monye, and that to be gevin for the sustentatione of the said Mathew, sone and air to the said Johne Erle of Lenax, quhilk son and air sal be deliuerit to the said Hew Erle of Eglington in nuresene and kepen, and to remane wyth hyme quhill he be of lauchfull age to marye : And giff it hapynnis, as God forbeid it do, that the said Mathew happin to discess, and that the said Johne

Erle of Lenax hafe nane oderis sonnys, and that the said Johne Maister of Eglington haiff nane oderis dochtirris, or zit be discessent of the said Jhone Erl of Lenax, the said Mathew his sone, or ony oderis his sone beand air, quharthrow the mareage failzeis, as is forsaide, the forsaide landis shall remane with the said Hew Erle of Eglington, or his airis, and the profettis of the samyn, ay and quhill the said sowme of tua thousand mercis be fully compleit payit one ane day, to the said Erle of Eglington, or his airis, be the said Johne Erle of Lenax, or his airis : Or giff it hapynis the mareage of the said John Erle of Lenax airis to fall in the Kingis hand, sua that thai may nocht compleit the samyn eftir the forme of this contract, than the said landis and profet of the samyn to remane with the said Hew Erle of Eglington, or his airis, quhill the foresaid sovme of tua thousand mercis be completely payit as is abone writtin, apone ane day, or thane the mareage completit eftir the forme of this contract : Item, the said Johne Erle of Lenax grantis hym to giff to the said Mathew and Cristane, dochtir to the said Johne Maister of Eglington, siclik landis in coniunctfeiment as wunquhill Mathew Erle of Lenax, quhame God assolze, gaiff to Johne his sone that now is, or till ony oderis sone of his, or dochtirris of the said Johne, completaries of the said mareage, in the sickirest wiss that ony coniunctfee vsis to be gevin, but inconvenient : And attour, thar sal be maid ane afauld band of kyndnes betuex the said Johne Erle of Lenax and Hew Erle of Eglington, in the sykkirest forme that can be deuiseit, for thar kyne, men, frendis, seruandis, that ilk ane of thaim sal tak oderis partis in all questionis, causis, and quarellis, movit or to be movit, lefull and honest, our Souerane Lord the King, and my Lord Gouvernor, my Lord of Glasgev, for my Lord Lenax part, becauss he is ballie, to be exceptt, my Lord Arrane, and the Abbot of Kylvynyng, for my Lord Eglingtonis part, becauss he is his ballie, to be except in thir bandis alanerly, and nane oderis ; and this band tyll indur for al the dayis of the saidis Johnis and

Hewis lyftyme : And giff it hapynis, as God forbeid it do, the said Johne Erl of Lenax to brek to my Lord of Eglington, and in speciale in taking part with Cutbert Erle of Glencarne, or with William Maistir, his sone, aganis the said Hew Erle of Eglington, or Johne Maister his sone ; in that caiss it sal be lefull to the said Hew Erle of Eglington, or [his airis, to] intromet and frely dispone apone the foresaid redemit landis and profiteits of the samyn, the brek beand knawin to ane venerable fader in God, Robert be the permissione of God Abbot of Pasleto, and Maister Johne Campbell of Thorntone, thesaurar till our Souerane Lord ; quhilkis tua, with ane consent and assent of bayth the saidis parteis, ar equally chosing in this caiss, ay and quhill the said brek beand mendit and redressit be the said jugis sychtis, or ellis to the perfit age of the said Johne Erle of Lenax air to be mareit ; and giff ony of the saidis tua jugis hapynis to disces, ane odir to be equally chosin in his or tharis steid, that luffis bayth the saidis erlis welis and honvris wnsuspect, quhilk sal be juge in the premissis as said is : And attour, the said Johne Erl of Lenax sal discharge hym of Cutbert Erl Glencarne, and Williame his sone, Maister of Glencarn, within ane moneth nixt eftir the dat of this writ, and sonar giff he may with his honour : Item, anentis the lard of Blayr, the contract to be maid and aggret betuix my Lord Eglington and his sone, and the said lard of Blayr and his sone, to be observit and kept in al punctis, eftir the forme of the said contract : And bayth the saidis parteis ar bundin, oblest, and suorn, that nane of thame sal tak oderis rowmes, steddis, nor takkis ; and gif it hapynis thame to do, thai sal stand and amend at the jugis forsadis deliuerance : And for the obseruen, kepen, and fulfilling of this contract and endentour, athiris of the saidis lordis ar oblest and suorne ; and for mayr securite hes subscribit and selit interchangebilly this present contract, zir, day, and place forsaid, befor thir vitnes, Schir Gavane Kenneyde of Blarquhane, knycht, Master Johne Campbell of Thorntone, tresoraur, Patrik Houston of that ilk,

Allane Steward of Cardonald, Maister Robert Maxwell of Tarbolton, and James Wallace of Crago, with oderis diuers,

[The Duplicate at Eglinton is signed by] JHON ERL OF LENAX.

132. AGREEMENT between JOHN EARL OF LENNOX and ALLAN STEWARD of Craghall, for exchange of the lands of Drigarne and Inchinnane.—
19th April 1520.

At Glasgw, the xix day of the moneth of Aprill, the zer of God ane thousand five hundreht and tuenty zers ; it is appunctit and concordit betuix ane noble and mychty lord, Jhone Erl of Levinax and Lord Dernle, on the ta part, and his eyne and servand, Alane Steward of Craghall, on the tuther part, in forme, maner, and effect as eftir followis ; that is to say, that the said Jhone Erl of Levinax sall heretably infest the said Alane, be chartyr, saising, and precept of saising, in all and hail his landis of Drigarne, witht thar pertinence, extendand to

land of auld extent, liand within the balzory of Cunnyngham : for the quhilkis landis of Drigarne, witht the pertinence, the said Alane sall gif our to the said Jhone Erl of Levinax all and hail the landis of Inchinnane had be the said Alane the tyme of the making of thir presentis, witht chartyr, saising, and precept of saising : and attour, the said Alane sall other redeme and lows the said landis of Drigarne of the sowme of thre hundreht merkis, or ellis paye to the said Jhone Erl of Levinax the said sowme of thre hundreht markis at the plesoir of the said Erl. In witnes of

the quhilk thing, the saidis Erl and Alane hes subscriwit this writ befor thir witnes, Master Mathew Stewart, vicar of Mayboill, Schir James Knokis, vicar of Carmannok, and Wilzem Maxwell.

JHON ERL OF LENAX.

ALLAN STEWARD, with my hand.

133. TACK by KING JAMES V., with consent of John Duke of Albany, to
JOHN EARL OF LENNOX, of the lands and lordship of Bute.—8th
February 1521.

JAMES, be the grace of God king of Scottis, to all and sindry the tennentis and inhabitantis oure landis and lordschip of Bute, and all vtheris oure officiaris, liegis, subdittis, quham it efferis, quhais knowlege thir oure lettrez sal cum, greting : Witt ze ws, with avise and consent of oure derrest cousing and tutor, Johne Duke of Albany, etc., Protector and Governour of oure realme, and Lordis of oure Counsale, to haue sett and to male and ferme lattin, and be thir present lettrez settis and to male and ferme lattis to oure weil belouitt cousing and counsalour, Johnne Erle of Levenax, and his assignais, ane or maa, all and haill oure landis and lordschip of Bute, and all proffittis tharof, witht the forest of the samin, and fermez and proffittis of oure lordschip of Bute, and thar pertinence, for all the tyme and space of thre zeris, the entre of oure said cousing and his assignais in and to the tak and assidacioun of all and haill oure said landis and lordschip of Bute, with the forest, malys, fermez, and proffittis of the samin and thar pertinence, to begin at the fest of Witsounday nixt to cum eftir the day and date hereof, and tharefter to indure ay and quhill the saidis thre zeris be full and togidder compleit and outrunnin, with all and sindry commodities, fredomis, asiamentis, and rychtuis pertinence quhatsumeuer pertenyng, or that rychtuislye may pertene therto, during the

said space, frelie, quietlye, wele and in pece, bot ony reuocatioun or impediment quhatsumener : oure said cousing, Johne Erle of Levenax, his assignais or factouris, payand therfor zerlie during the said space, to ws or oure comptrollor, chavmerlane, or factouris being for the tyme, all malys, fermes, martis, and dewiteis, aucht and wount therof, and as oure rentale proportis : and payand for the saidis fermes and martis on this wys ; that is to say, for ilk chalder of bere, vi merkis ; for ilk chalder of aits, thretty twa schilling ; and for ilk mart, threttene schilling iiij pence vsuale money of oure realme alanerlye : Quharfor we charge stratlye and commandis zow all and sindry our tennentis, inhabitantis oure said landis and lordschip, forest of the samin, and all vtheris oure officiaris, liegis, and inhabitantis oure said landis subdittis forsaidis, and specially oure comptrollar, chaumerlanis, and intro-mettouris now present and to cum, that nane of zow tak apone hand to mak ony impediment, lattin, or distrublanche to oure said cousing, his assignais or factouris, in the peceable brouking and ioising of oure saidis landis and lordschip of Bute, forest of the samin, malys, fermes, and proffittis therof, during the space abone writin, according to this oure assedatioun ; and that ze do nathing tharof, and that ze, the saidis tennentis, ansuer and obey to him, his assignais or factours tharin, and to nane vtheris, during the saidis thre zeris, vnder all the hiest pane and charge that efter may follow. Gevin vnder our signett at Edinburgh, the viij day of February, and of oure regne the nynt zere, and the zere of God ane thousand five hundretht and twenty ane zeris.

134. OBLIGATION by JOHN STEWART of Hallrig to JOHN EARL OF LENNOX.

—11th June 1522.

I, Jhone Stewart of Halryg, grantis me to be obleist and bovnd to ane nobile and myehty lord, Jhone Erl of Lenax and Lord Dernle, etc., nochtwithstand-
ing ane charter, precept and instrument of sesing that I haf of the said lord
ouer the landis of Vuir Dernle, lyand in the lordschip of Dernle, that quhat
tyne and quhov sone he, or his aris or assignais, contentis and payis to me
or my aris, etc., the sovme of ane hundretht xv merkis vsuale mone, to resign
and to giff the saidis landis to him and his aris, etc., as sal be mair fullyle and
clerely contenyt in ane lettir of reuersione to be maid to the said lorde be me
tharapone quhov sone it sall happine me to be chargit tharto. In vitnes
herof I haf subserivit this wyrt vitht my hand, at Cruxtone, xj day of Junii,
zeir of God, etc., v^e and xxii zeris.

JHON STEWART of Halrig, with my hand.

135. LETTER by KING JAMES V., charging the men of Dunbertane, Renfrew,
and Menteth to assist JOHN EARL OF LENNOX, as Warden of the East
Marches and Lieutenant of Lothian.—22d January 1523.

JAMES, be the grace of God King of Scottis, to oure schireffis of Dunbrtane
and Renfrew and stewart of Menteth, and thar deptis, and to our louittis
Jhon Gurlaw, Sanderis Steuart, Andrew Steuart, Jhon Cambell, Hewe Lindsay,
Jhone Smollet, our schireffis in that parte, coniunctlie and seueralie, specialie
constitute, greting : Forsamekill as our traist cousing and counsaloure, Johnn
Erle of Levinax, wardane of the est mercheis of our realme, and our lieutenant
within all the boundis of Lotheane, the Mers, and Tevydale, hes accept the

cure therof, and is content to do diligence be him self, his kyn and freindis, and thame that he may steir to do iustice, and keip gude reule thairin, for the welc of the cuntre and defence of our realme; houbeit ane parte of his nychtbouris neir adiacent to him will nocht rys nor assist to him in executioun of his office anent the premiss without thai be compellit: Oure will is heirfore, and with avis, autorite, and consent of our derrest cousing and tutour, the Gouvernour, we charge zow straitlie, and commandis that incon-
tinent, thir our letteris sene, ze pas, ilk ane of zow within the boundis of zour office, in our name and autoritie, command and charge all and sindry our liegis and subdittis fensable men, within our schirefdomes of Dunbertane, Renfrew, and Stewartry of Menteth foirsaide, that they and ilk ane of thame weil avilzeit and bodin for weir on thare best wys, be redy and rys and pas with oure said wardane ande lieutenant, quhair and als oft as thai sal be warnit and requirit be him or his factouris thairto, in our name, to the executioun of his office of wardenry and lieutenantry foirsaid, within all the boundis thairof, for the wele of cuntre, resisting of our auld inymyes of Ingland, and defence of our realme and liegis, as thai and ilkane of thame will ansur to ws and our said derrest cousing and tutour the gouvernour thairupoun, at thar vter charge, and vnder the pane of confiscatioun of all thair mouable gudis to our vse, and ponyssing of thare personis in example of vtheris at the secht of our said derrest cousing and tutour the gouvernour, and of our counsale. The quhilk to do we commit to zow, coniunctlie and seuerallie, full pouer be thir our letteris, deliuering thame be zow, deulie execute and indorsat, agane to the beirar. Gevin vnder our signet at Glasgu, the xxij day of Januar, and of our regnne the xj zeir, with subscriptioun of our said derrest cousing and tutour the gouvernour.

JEHAN.

136. COMMISSION by KING JAMES V. to JOHN EARL OF LENNOX, LORD DERNLIE, etc., to be Justice within the Isle of Bute.—May 1525.

JAMES, be the grace of God King of Scottis, to all and sindry our liegis and subdittis quham it efferis, quhais knowlege thir oure lettrez sal cum, greting : Witt ze ws, with auis and consent of the Lordis of oure Secrete Counsale, chosin therto be the thre estatis of oure realme in Parliament, to haue maid, constitute, and ordiuit, and be thir present lettrez makis, constitutis, and ordinis oure rycht traist cousing and counsalour, Johne Erle of Levynax, Lord Dernlie, etc., oure iustice within all the boundis of oure landis, lordschip, and Ile of Bute, with the pertinentis, gevand, grantand, and committand to him oure full powar ane iustice air or court of iusticiary within oure Ile and landis forsaidis for punysing of all crymez and trespassis, except tresoun, committat be the inhabitaris therof in all tyme bigane, vnto the day of the dait of thir presentis, to sett, begin, affirme, hald and continew als aft as neid beis ; sutis to mak be callit, absentis to amersiate, trespassouris to punys, and be ane condigne assise of the cuntre to iustify to the deid, efter the forme of oure lawis, and according to thar demeritys, and with thaim to aggre and compone for remissionis or respettis to be gevin to thaim for all crymis bigane, except before exceptit. Vpon the quhilkis compositionis and signetouris tharupon subscriuit be oure said iustice, and vndir his sele or signete, we sall gif to thaim remissionis or respettis, and commandis oure chancellor, kepar of oure priue sele and secretar, to ansuer therto in geving of the saidis remissionis vndir oure grete sele, or respettis vndir oure priue sele ordourly, as efferis, without ony vther warant, vnlawis, amersiamentis, and eschetis of oure saidis Courtis, and the eschete and proffittis of the gudis movable and vnmovable of the trespassouris within the saidis boundis that beis convict, and iustifit in oure said court, and the compositionis of vtheris takand remissioun to rais,

vplift, and to oure said cousingis avne vse and proffitt, to inbryng and apply, for his gud, trew, and thankfull service done to ws in tymis bigane, and for the samyn, gif neid be, to poynd and distrenze, with the eschete gudis of all the saidis trespassouris within the saidis boundis that beis fugitiuis fra our lawis, and put to our horne for the saidis crymis, deputis ane or ma vndir him in the said office, with clerk, seriand, dempstar, and all vtheris officiaris and membris of oure said court neidfull to mak, create, and caus be suorne, for the quhilkis he sal be haldin to ansuer. . . . Quhairfore we charge straitlie and commandis zow all and sindry oure officiaris, lieges, and subdittis foirsaidis, that ze, and ilk ane of zow, reddely ansuer and obey to oure said iustice, his deputis, officiaris, and ministeris, [in our name in all and] sindry thingis concerning the said office of iusticiary, vnder all pane [and charge] that efter may follow. Gevin vnder oure priue sele, and subscriuit witht oure hand, and be the Lordis foirsaid, at Edinburgh, May, the zere of God 1st v^o twenty and fyve zeris, and of oure regnne the xii zere.

James
 of Scotland
 by the
 of Scotland
 the 15th day
 of May

137. TACK by KING JAMES V. to JOHN EARL OF LENNOX of the lands and lordship of Bute.—31st May 1525.

JAMES, be the grace of God King of Scottis, to all and sindry the tenentis and inhabitantis our landis and lordschip of Bute, and all vtheris our officiaris, liegis, and subditis quham it efferis, quhais knowlege thir our lettres sal cum, greting: Witt ze ws, with auis, autorite, and consent of the Lordis of our Secrete Counsale chosin therto be the thre estatis of our realme in Perliament, to haue sett and to male and ferme lettin, and be thir present lettres settis and to male and ferme lettis, to our weil belouitt cousing and counsalour, Johne Erle of Levynax and his assignais, ane or ma, all and hale our landis and lordschip of Bute, and all proffittis therof, with the forrest of the samyn, and fermis and proffittis of our Lordschip of Bute, and ther pertinentis, for all the tyme and space of fyve zeris, the entre of our said cousing and his assignais in and to the tak and assedatioun of all and hale our saidis landis and lordschip of Bute, with the forrest, malis, fermes, and proffittis of the samyn, and ther pertinentis, to begin at the feist of Witsounday nixt to cum, eftir the day of the dait hereof, and thereftir to endure ay and quhill the saidis fyve zeris be full and togidder compleit and outrunnin, with all and sindry commoditeis . . . pertening . . . therto during the said space, frelie, quietlie, wele and in peax, but ony reuocation or impediment quhatsumeir: Our said cousing, Johne Erle of Levynax, his assignais or factouris payand tharfore zerelie, during the said space, to ws or our comptrollar, chalmerlane or factouris being for the tyme, all malis, fermes, martis, and dewiteis aucht and wount therof, and as our rentale proportis; and payand for the saidis fermes and martis on this wys; that is to say, for ilk chalder of bere vj merkis; for ilk chalder of aitis, thretty tua schilling; and for ilk mart

threttene schilling and iiij pence vsuale money of our realme alanerly :
 Quhairfore we charge straitlie and commandis zou all and sindry our tenentis
 inhabitantis our saidis landis and lordschip, forrest of the samyn, and all
 vtheris our officiaris, liegis, and inhabitantis our saidis landis, subdittis foir-
 saidis, and specialie our comptrollar, chalmerlanis, and intronettouris now
 present and to cum, that nane of zou tak vpon hand to mak ouy impediment,
 lett, or distrubulance to our said cousing, his assignais or factouris, in the pece-
 able brouking and ioising of our saidis landis and lordschip of Bute, forrest
 of the samyn, malys, fermes, and proffittis therof, during the space abone
 writtin, according to this our assedatioun ; and that ze do nathing in contrar
 therof, and that ze our saidis tenentis ansuer and obey to him, his assignais or
 factouris therin, and to nane vtheris, during the saidis fyve zeris, vndir all hiest
 pane and charge that eftir may follow. Gevin vndir our signete, and subscriuit
 with our hand, and be the Lordis foirsaidis, at Edinburgh, the last day of May,
 the zere of God 1^m v^c twenty and fyve zeris, and of our regne the xij zere.

JAMES R.

JA. DUNBLANEN.

G. ABERD.

JA. ST. ANDR.

ERL OF ANGUS.

ERL OF ERGYL.

G. GLASG.

138. BOND by KING JAMES V. to JOHN EARL OF LENNOX.—26th June 1526.

WE, James, by the grace of God King of Scottis, haifand perfynt confydence
 and traist, togydder with perfynt kuaulege and experience of the gret serwys,
 trawell, and expens mayd onto ws in tym bigane be owr rycht welbelufyt
 cusing and counsalour, Jhone Erl of Lennox, indurand the tym of our
 minoryte, we beand of tendyr age ; appliand diuers tymys his body, frendis
 and guidis for the furthbering of owr auttoryte, and for conserfing of owr
 maist noble persone honorably in fredome and lyberte, hafand perfynt trast

that he sall contynually persewer in the samyn in all tyme to cum : Tharfor we of owr awyn fre motywe wyll, bot ony compulsion or desyr of hym, bot allanerly of owr awyn fre wyll and lyberte, byndis and oblis ws, that quhar we ar now owt of mynoryte and owr auttoryte in owr handis, that we sall wys mast specially and abone all wderis the counsell of the sayd Jhone Erll of Lennox, onto the tym of owr last reuocation and perfyt age, and that we sall do nathing without the awys of the sayd Erll, and fyrst and befor ony man : and for the swyr kepyng of this owr kingly promytt and obligatioun mayd of owr awyn fre motywe, and for causis abone wrytyn, we haif sworn to abyd at the samyn be extensioun of owr hand and tuchyng of the haly ewangelis, and that we sall newyr reuok na agaue call the samyn, nowder in all nor in part, bot to obserf and kep the samyn in all punctis has we had doyn and ratyfyit the samyn in oure plane perliament. In witnes of the quhylk thing we haue to hwngyn owr gret seyll to this our present obligatioun, togydder with our manuell subscryptioun, to haif strynght, force, and effect, as we war ane priuat person, but reclamation of the samyn, be ony wertyu of priuelegis of soueranyte, at Edinburge, the xxvj day of Junij, the zer of God ane thowsand fywe hundreht and twenty sex zers ; befor thir wytnes, Wylliam Master of Glencarne, Ninian Crechtoun of Bellybocht, and Patrik Houstoun of that Ilk, with wderis diuers.

James

139. GIFT by ELIZABETH HAMYLTON, COUNTESS OF LENNOX, to ISABELLA STEWART, COUNTESS OF LENNOX, younger, of the rents of Baldinhecht, etc.—7th May 1527.

IN Dei nomine amen: Per hoc presens publicum instrumentum cunctis pateat euidenter et sit notum quod anno Incarnacionis Dominice millesimo quingentesimo vicesimo septimo, mensis vero Maij die septimo, indiccione decima quinta, ac pontificatus sanctissimi in Christo patris ac domini nostri, domini Clementis diuina prouidencia pape septimi anno tercio: In mei notarii publici et testium subscriptorum presencia ac in presencia nobilis et potentis domini, Willelmi domini Sympile vicecomitis principalis de Ranfrew, pro tribunali personaliter sedentis, comparuit nobilis domina Elizabetht Hammylton comitissa de Lenax, non vi aut metu ducta, vt asseruit, nec errore lapsa, sed sua mera et spontanea voluntate, dedit, concessit, et donauit nobili domine Isabelle Stewart, comitisse juniori de Lenax, omnes fructus et emolumenta subscriptarum terrarum, videlicet, vnus pecie sue terre siue ville nuncupate Baldinhecht, et vnus pecie terre siue ville in Glanderstone nuncupate Johne Wilsonis maling, iacencium in dominio de Dernelle, pro spacio vnus anni instantis, exponendo plane coram dicto domino vicecomite et tota curia iu wlgari, vt sequitur: I wyll gif hir this of my awne fre wyll nocht choakyt, nor constrenzeit be na man, for a zer and fardare indurand my wyll of hir gude bering. Asserens quod hoc non fecit pro aliquo iure aut iuris titulo quod vel quem ipsa Domina Isabella habuit vel habere potuit contra ipsam dominam Elizabetht; protestans igitur dicta domina Elizabetht quod huiusmodi donacio siue concessio nullo modo cederet sibi domine Elizabetht in preiudicium: Super quibus omnibus et singulis dominus Robertus Cochrane, aduocatus siue prelocutor nomine et ex parte ipsius domine Elizabetht, peciit

instrumentum et instrumenta vnum seu plura, publicum seu publica. Acta erant hec in pretorio burgi de Ranfrew, in curia confirmata; presentibus nobilibus viris, Roberto magistro Sympile, Willelmo eius germano, Niniano domino Ros de Halkheid, Patricio Maxvell de Newerk, Jacobo Hammylton de Schawfeild, Alano Steuart de Cardonald, et Willelmo Stirling de Glorat, cum diuersis aliis testibus ad premissa vocatis pariter et rogatis.

[Sequitur attestatio Patricii Walker presbyteri diocesis Glasguensis notarii.]

140. LETTER OF EXCOMMUNICATION by the OFFICIALS OF GLASGOW against the Abstracters of various muniments of the Earl of Lennox.—2d May 1528.

OFFICIALES Glasguenses Curatis de Paslay, Kilbarchane, Inchinnane, Houstoun, Erskin, Neilstoun, Estwod, Glasgw, seu cuicumque alii capellano, curato, vel non curato Glasguensis diocesis, salutem : Conquestum est nobis pro parte nobilis domine Elizabeth Hammyltoun comitisse de Lennox, custodis et gubernatricis nobilis domini Mathei comitis de Lennox, sui nepotis, necnon ex parte Alani Steward de Craghall, tutoris eiusdem comitis, quod sunt nonnulli iniquitatis filii aut filie quorum nomina ignorantur, qui clam et furtim abstulerunt quoddam instrumentum status et saisine super introitu quondam nobilis et potentis domini, Johannis olim comitis de Lennox vltimi defuncti, ad terras et dominia de Dernle, Inchinnane, et Lennox de cista apta pro custodia euidentiarum dicti quondam comitis de le chartourhous eiusdem, necnon diuersa alia instrumenta et euidentias ipsius quondam comitis, et nunc sibi Matheo spectantia, in animarum graue periculum et grauamen et ipsorum conuerencium dampnum, preiudicium et lesionem : Vobis igitur et vestrum cuilibet in virtute sancte obediencie et sub pena suspensionis a diuinis stricte precipimus et mandamus quatenus moneatis legitime primo, altero, tertio, sub

tertio iudicio et peremptorie omnes et singulos vtriusque sexus in genere qui predicta instrumenta et evidencias sic vt premissum, abstulerunt, habent, detinent et concealant, quos nos eciam tenore presencium monemus ut infra sex dies monitiones huiusmodi vestras proxime et immediate sequentes predicta instrumenta et evidencias prefatis Domine Elizabeth et Alano reddant, restituant, et deliberent, fraude et dolo secluis: Ac quantum inde sciunt aut in futurum scire poterint eisdem intiment et reuelent sub pena excommunicacionis maioris alioquin ipsos omnes et singulos in genere sic premonitos quos lapsis dictis sex dierum monicionibus sic huiusmodi potestate per nerum cum effectum exnunc prout extunc et e contra tenore presencium excommunicamus; vos, sic parochianos fore excommunicatos in singulis ecclesiis vestris omnibus diebus dominicis, festiuis et aliis infra missarum solemnias, campanis pulsatis, candelis accensis et extinctis, ac demum, vt moris est, in terram projectis publice denunciatis, et post debitam execucionem earundem reddatis latori. Datum sub sigillo officii nostri, apud Glasgw, die 2^o mensis Maij anno Domini, etc., quingentesimo xxviii^o.

[Executions subjoined.]

141. BACK BOND by PATRICK CULQUHOUN of Ardinconnell and his spouse to GEORGE BUQUHANNAN of that Ilk.—6th February 1528.

Be it kend till men be thir present lettres, ws, Patrik Culquhoun of Ardinconnell and Issabell Nikcaula, my spous, that forsamekle as ane honorable man, George Buquhannan of that Ilk, has heretably sauld and analeit till ws all and haill his landis of Kirkmychell Buquhannan, extending zerly till fourty scilling land of auld extent, wyth the pertinence, ve will neuertheles, and als bindis and obles ws, our airis and assignas, that we sall nocht wptak of the

saidis landis bot aucht merkis in the zer allanerly, at tua wsuell termes, vizt., Witsunday and Mertines in winter, be tua equall portionis, nor zit set nor rais, input or furth put tennendis in the saidis landis, wythout the consent of the said Georgis, and geif we do it, beand of na strenth, force, nor affec, wythout it be in faut of payment of the aucht merkis as is foirsaid : And geif sa beis that the said aucht merkis of annuell rent of wsuall mone of the realm be nocht lauchfulle pait, as said is, it sal be lefnll to the saidis Patrik and Issabell, thair airis, executoris and assignas, till strenze, pund, and wptak aucht bollis of malt of the said ground. In witnes of the quhilk thing we haif subscriuit this present writ wyth our handis, and selis affixit to the samyn, at Rosdeu, the sex day of Februar, the zer of God a thovsant five hundreth and twenty aucht zeris, befor thir witnes, Maister Robert Culquhoun, persoun of Dunber[tane], Maister James Culquhoun, persoun of Luss, Archibald Culquhoun of Mammoir, Patrik M'Causle of the Caldanocht, Mr. Doich Stuart, Sir James Wryght, notary publik, wyth vther diuers : And it sal be lefull till ws, Patrik and Issabell, to set and rais the saidis landis eftir the space of thre zeris, geif the saidis landis [beis] nocht lovsit wythin the said space, and to haif all the profite thairof, excep als meikle malt as pertainis to the said annwallrent ay and quhill the redeming of the samyn.

ISELL NIKAWLAY, wyth my hand on the pen.

PATRIK CULQUHOUN of Ardenconnell, wyth my hand on the pen.

142. REFERENCE to ARBITERS by ELISABETH HAMMYLTOUN and ISABEL STEWART, the elder and younger Countess of Lennox, concerning their terces.—
9th April 1529.

At Glasgew, the nynt daye of Aprylle in the zeyr of God a thousand fyfe hundretht twentye and nyne zeiris, it is appownctwat, commonyt, and fynalye

compromyttyt betuyx twa honorabyll ladyis, that is to saye, Dayne Elizabeth Hammyltoun, elder Countas of Leuenax, on the ta part, and Dayme Isobell Steward, younger Countas of Leuenax, on the thothyr part; that is to saye, that the saydis ladyis are bundyn and oblest, be the faythis and trewthys in thair bodyis, tyll abyd and wnderlye the lawd, sentence, and arbytrall decret defynatiue to be gyffyne, withtowt reuocation or reclamatioun of thir nobyll and faythfull personys wnder wrytyn; that is to saye, Gawane Hammyltoun of the Haggis, James Hammyltoun of Turnilaw, Jhone Hammyltoun of Newtown, and Master Arthur Hammyltoun, Prowest of Hammyltoun, for the part of the sayd Dame Elizibeth Hammyltoun; Nyniane Lord Ross, Jhone Colquhoun of Lws, knyecht, Patrick Maxwell of Newerk, and Jhone Maxwell of Stanle, for the part of the sayd Dame Isobell Steward, iugis, arbytratouris, tretouris of concord, freyndfull and amycabyll compositouris ewenly chosyn be the saydis parteys twchand the clayn and debayt of tercis and dewysioune of the samyn clamyt, persewyt, or defendyt aganys otheris within the landis of Dernelle, Cruxfew, Inchinan and Lemmax, excepend the coniuncfeys pertenant to the sayd Dayme Elizabeth Hammyltoun, with all otheris special and generall cawsys, querelys, mowyt be atheris of thaim to this hour; and in lykwys the saydis arbytratouris hes exeppt in and wpon thaim that decision of the saydis matteris as beys proponyt befor thaim, thay beand sworn tharto, the saydis parteys beand inlykwys sworn to byd at thaim wpon the quhyllkis thai sall conweyn the sayd nynt daye in the Freris Predicaturis Kyrk of Glasgiew, be twa howris efter nown, with full power to the saydis iugis to continew the saydis matteris as thai thynk proper, dyaut day or dayis gif neyd beys: In witnes of the quhyllk thyng atheris of the saydis parteys, togydder wyth the saydis iugis has subscriwit this compromyt with thar handis, day, zeyr, and place forsayd; befor thir wytnes, Alane Steward of Cardonald, Thomas Ralston of that Ilk, and Jhon Maxwell, with otheris diuers; and

to delyuer the samyn betuix Phylp Day and Jacob callyt Beltane nyxt to cum.

GAWYN HAMMYLTON of Haggis. NYNIANE LORD ROOS.

JAMES HAMMYLTON of Turnelaw. JHON CULQUHON.

JHON HAMMYLTON of Newton. PATRYK MAXWELL.

Master ARTHUR HAMMYLTON, prowest. JOHON MAXWELL.

ELYZABETH HAMMYLTON.

ISOHELL STEWARD.

143. REFERENCE by ELIZABETH HAMMYLTOUN, COUNTESS OF LENNOX, and JOHN SYMPILL of Fullwood to Mr. ADAM COLQUHOUN and others as Arbiters.
—21st April 1530.

At the Kerk of Ranfrow, the xxj day of Aprill, the zeir of God ane thosand v^o xxx zeiris, thir parteis vnder writing, that is to say, ane noble lady, Dame Elezabetht Hammyltoun, Cuntas of Lenax, on the ta part, and ane honorable man, Jhone Sympill of Fullwod, on the tother part, ar bund, compromittit, and oblest be fatht and treutht in thair bodyes, to abyd and wnderly the decreit and sentance of noble persones vnder writing, thai ar to say, a venerable clerk, Maister Adam Culquhoun, persoun of Stobo and officiall of Glasgw, Villiam Stirling of Glorat, ar chosin for the part of the said Dame Elezabetht, and Jhone Bresbaine of Bishoptoun, and James Freland of that ilk chosin for the part of the said Jhone Sympill, as iugeis arbitratouris and amecable compositouris euinly chosine, betuix the saidis persones, anentis all debaitable actiouns, qwarrellis, and contraversars betuix the saidis parteis, and specialie anentis the actioun of the landis of the comon syd of Inchynnan, that is to say, the maling that Jhon of Schaw duellt in, and the maling that Rob Tenklar duelt in, and the vard of the said new comon, the quhilk

occupiet wmquhill Alexander Houston : And the saidis iugeis hes taine vpon thaim, be the faitht and treutht in thair bodies, to deliuer and decreit betuix the saidis parteis lelilie and treulie anentis all actionuns betuix the saidis parteis, and speciallie anentis the action abone exprimit, betuix and the fest of Sanct Jhone callit Midsymmyr next to cum, and to conweine in Ranfrow apon a xxiiij houris varnyng, as the saidis parteis and iugeis thinkis expedient, within the said day, and at the said iugeis hes pouer to conteneu as thai think expediant, and geif it be necesser that this compromit neidis reformatione, that it sel be extendit in the best forme can be devisit. In witnes of the quhilk thing ather of the saidis parteis abone writing hes subscriuit this present compromit with thair handis, the day and zeir and place abone writing, and befor thir vitnes, Alexander Dowgles of the Manes, Valter Calbraitht of Carshaddane, Maister James Stirling, and Sir James Knox : And attour, the ferrest terme of contenuation of the deliuering of the saidis iugeis sel be betuix and the fest of Sanct Peter, callit ad vincula, inclusiue, notwithstanding the continuation abone exprimit.

ELEZEBETH HAMMYLTOUN, CWNTAS OF LENAX, with my hand on the pen.
JOHN SYMPILL of Fulwod.

144. DEPOSITION of GILBERT LEGZEIT, in an action between the Countess Dowager of Lennox and John Sympill of Fullwod.—23d April 1530.

THIS is the depositioun of Gilbert Legzeit anentis the action betuix my Lady Lenox elder, and Jhone Sympill of Fullwod, concerning the landis of the Comon of Inchinnan callit Schawistounne, Tynkellaris Maling, and the Newward of the Comoun occupiet be wmquhill Alexander Houston, togidder with the Newmanis of Inchinnan, examyt be me Maister Jhone Lok, curet to the said Gilbert, befor Archibald Vilsoune, noter.

GILBERT LEGZEIT, of age ^{xx}xj zeris, wedow, haill into mynd haifand God befor e examit be the said Maister Jhone befor the forsaid noter : sworne be his gret aitht, deponis, and for verite schawis that the landis abone expremit, that is to say, Schawis Maling, Tynkellaris Maling, the Newvard of the Comon, and the Newmanis is of the ten merk land of the towne of Inchinnan, and at the saidis landis was at the towne of Inchinnan, in the tym of the divisioune of the Comon of Inchinnane betuex my Lord of Lenex, Erle Mathew, and the Lord Erskyne, and sais he helpit to byg the housis that was bygite on the said ground, and past fwit be fwit with my said Lord Erle Mathew, in spasing and bounding of the dyk, and knawis weill that the tenentis of the towne of Inchinnane had fre wis and pastour on the ground abone writing, fra the Ryngand Stane to Androis Quhawe, and knawis that my lord forsaid mynvrit and occupiet with his avne gudis the saidis landis abone writing ane certane tyme efter the devisione, or he set it to ony tenentis. And this examinacioun was maid be me the forsaid curet in the hous of the said Gilbert, becaus he mycht not trawell, the xxij day of Apryll, the zeir of God ane thousand v hundretht and xxx zeiris ; befor thir vitnes, Schir James Cowane, Villiam Sellar, and William Lok, with vderis diuers.

Ita est Joannes Lok, curatus de Pasleto, manu propria.

Ita est Archibaldus Wilsoune, notarius in premissis, manu propria. Ita subscribitur.

145. DECREET ARBITRAL between ELIZABETH HAMILTON, COUNTESS OF LENNOX,
and JOHN SYMPILL of Fulwood.—28th July 1530.

AT Renfrow, the xxvij day of the moneth of July, the zeir of God ane thousand v hundretht and thrattay zeiris, we, Maister Adam Colquhoun, persone of Stobo, and Villiam Striueling of the Glorat, iugis arbitouris and amicable com-

positouris chosing for the part of ane honorable lady, Dame Elezabetht Hammyltoun, Cwntas of Lewinax elder, togiddy witht Jhone Brysban of Bishoptoun, and James Freland of that Ilk, ingeis arbitouris and amicable compositoris chosing for the part of Jhone Sympill of Fulwod, tuichyng the debait movit betuix the said Dayme Elezabetht Countas, and the said Jhone, of the ten merk land of the towne of Inchinnane, pertenyng to the said Dame Elezabetht, throw resone of hir coniunct fe, the allegatiouns of the said parteis and the deposicionys of the witnes and other probacionys of the caus movit betuix the said parteis be us, the said Maister Adam and Villiam Striueling, twa of the saidis iugis arbitouris hard, sene, and wnderstand, haifand God befor e, deliueris, decreittis, and for finall sentence arbitrale for our part, gifis that thir landis vnder writing, that is to say, Schawis Maling, Tynclaris Maling, the new vard of the Comon, and the New Manys are ane part of the said ten mark land of the towne of Inchinnan, and suld pertene to the said Dame Elezabeth be resone forsaid. In vittness of the quhilk thing, we, the said Maisters Adam and Villiam, iugis forsaid, hes subscriuit this present sentence and decreit arbitralle with our handis, the day, zeir, and place abone writing, befor ther witnes, Maister Villiam Tomsone, chaplane, Maister Jhone Kar, Thomas Veyr of Blakwod, Thomas Weyr of le Law, with vtheris diuers.

ADAM COLQUHOUNE, persone of Stobo, witht my hand.

WELZEM STYLYNG of Glorat.

146. AGREEMENT between MATHEW EARL OF LENNOX and JAMES EARL OF ARRAN and their friends, concerning the slaughter of John Earl of Lennox.—13th February 1530.

AT Styruelyng, the xiii day of Februar, the zeir of God 1^m v^c xxx zeris, it is appunctit, aggreit, and fynealy concordit betuix ane noble and mychtye lord,

Mathow Erll of Leuenax, with consent and assent of ane reuerand and venerable faderis in God, Robart Biscop of Orknaye, James Abbot of Dryburgh, honorable men, Jhone Colquhoun of Luce, knycht, Allan Stuart of Craighall, for his kyn, frendis, serwandis, and parteakaris on that ane part, Schir James Hamyltoun of Fynnart, knycht, tutour to ane noble and mychte lord, James Erll of Arran, in name and behalf of the said Erll of Arran, and for himself, thair kyn, frendis, serwandis, and partetakaris on the wdir parte, in maner, form, force, and effect as eftir followis: that is to saye, to ranew and tak away all displeour, wnkyndnes, suspicioun, and hatrent consawyt be the said Mathew Zerll of Leuenax, his kyn, frendis, serwandis, and partetakaris, aganis the said James Zerll of Arran, ayr and successour to umquhill James Zerll of Arran, his fader, and aganis the said Schir James, thair kyn, frendis, seruandis, and partetakaris for the slachter of wmquhill Jhone Erll of Leuenax, committit besyd Linlythgow; quhilk slaychter the said Sir James deniit to haif bein committit be hym, his kyn, frendis, serwandis, and partetakaris now on lif, or that he or thai war art and part therof, and offeris hym thair reddye to wnderlye the law therfor, without respect or remissioun; neuertheless, to ranow and pwt away all the foirsaiddis wnkynddes, rancouris, displeouris, suspitioun, and hatrent consaweit for the said slaychtir, and for perpetuall amitie, concord, and franschip to be obserwit and keippit betuix the saidis Erlis, Schir James, thair kyn, freindis, serwandis, and parte takaris on euerye behalf, in all tymes cummyng, conforme to thair proximate and tendernes of bluyd, the said Schir James, in naim and behalf of the said Erll, his broder, and for hymself, thair kyn, frendis, serwandis, and partetakaris, bynddis and obles hym to do and fulfill to the honour and plesour to the said Zerll of Leuenax as eftir followis: In the fyrst, the said Schir James sell fee sex chapplenis on the expens of the said zerll his brother and his awin cosyngne, and do suffrage for the saule of the said wmquhill Jhone Zerll of Leuenax, for

the space of vii zeris nixt to cum, eftir the dait heiroy; thre of thaim to syngie continuall in the Collage Kirk of Hammyltoun, and wder thre to syngie continualie in the Blak frieris of Glasgw, quhair the sayd wmquhill [Earl] Iyis, and sell paye to ilk ane of the saidis chaplenis zeirlye the sowm of ten lib., and the said Schir James sell pas hymself, or caus to pas att our souerand lordis plesour the thre heid pilgramagis of Scotland, and thair sell caus prayearis and suffragis be down for the saule fairsaid: Item, the said Schir James sell gif to the said erll his band of manrent in the best forme, for all the dayis of his lyfe, his allegiance to the Kyngis grace, mye Lord of Arran his cheif allanerlye except: Item, for honour of the warld, at the Kyngis grace plesour and the said Erll of Lennax, the said Schir James sell cum in sark alane, to the mercat croce of Edinburgh, Stryuelyng, or Glasgw, as plesis the Kyngis grace best, and thair sell offyr ane nakyt sword be the ponct to the said Erll of Leuenax: Item, the said Schir James lewis and disc[h]argis all banddis of onye duelland within the barrony of Renfrow and Leuenax that war men befor to the said Erll of Lennax and his fader: Sa it sel be lefull to thaim to bynd thaim in manrent to quham thai pleis. Item, the said Schir James sell solist at his wtirmast powar to caus the Lord Awendaill to consent that the said Erll of Lennax be enterit incontinent to the schirefschip of Dunbartane and bailzerye of Leuenax, and als sall solist the Abbot of Paslay to gar the sayd Erll of Leuenax to haife sic prewelage, kyndnes, and profettis of the said abbaye as the said wmquhill fader and predecessoris had befor: Item, the sayd Schir James sell ranunce and ourgif in the handis of our said souerane lord the tak and all wder rycht at he hes in hand to the keipyng of the castell of Dunbartane, to be disponit be his grace frelye as he thynkis expedient, sauffand the takis mayd be the said Schir James to Wylzem Stryuelyng, now constable of the said castell, for all zeris and termes that he hes to ryn, with all profettis and deweteis pertenant thairto: Item, the said Schir James sell

renunce and ourgif in our said souerane lordis handis the gift of the nonentres and all rycht that he hes thairto, of the malis, fermis, profettis, and dewitis of all and haill the landis of Crukisfe and Inchchinane, baytht proprete and tenanrye and thair pertinentis, sen the deces of wmquhill Mathow Zerll of Leuenax, to be disponyt again be his hienes to the said Erll of Lennax, his ayris and assignais, exceband the profettis of the tenandriis pertenand to the Lord Erskyn and the Lard of Mento, and thair tenandriis, als weil as the laif, to be haldin of the said Zerll of Leuenax: Neuertheless the said zerll sell releif the said Schir James of the sowm of xvj^s merkis or wythtin, resawyt be hym fra the tenendis of the said landis for thair tenandriis, and sel bynd hym thairto, or fynd sufficiand souerte as the sayd Schir James desyris; and becaus the said Erll of Leuenax and frendis foirsayddis dowtis that the said renunciatioun of the gift of the nonentres foirsaid, and the gift to be giffyn to hym again thair of of the sayddis landis, tenandriis, with thair pertinentis, wil nocht be sufficient and profetable to the sayd zerll without the decreyt giffyn be the Lordis of Counsell at our souerane Lordis instance, and the sayd Schir James haffand the gift foirsaid be ratretit: thairfor the sayd James bynddis and obles hym that he sell mak na impediment nor stop to the sayd Zerll and his ayris to get the sayd decreyt rescindit, bot rather sell concur and help to get the said decreit rescindit, and sell do at his uttirmest powar all wder thyng that is to hym possible to caus the said Zerll [get] his profet of the sayddis landis, be reson of the gift of nonentres, or wderwayis, as the said Zerll and his frendis can best dewice, and at he may do, sauffand his honeste: and for all the foirsayddis to be down be the sayd Schir James, as sayd is, the sayd Zerll of Leuenax, with auis and consent of his sayddis frendis, for hymself, his ayris, kyn, frendis, serwandis, and partetakaris dischargis the said Zerll of Arran, the said Schir James and thair ayris fornamit, kyn, frendis, and partetakaris, and als Hew Erll of Eglyntoun, Malcoun Lord

Flemyng, Hew Lord Somerwell, Hew Campbell of Loudoun, the surnam of the Wallaceis, Andro Ker of Fernyhes, Merk Ker of Dolphintoun, James Dowglas of Drumlanrig, thair kyn, frendis, serwandis, and partetakariss, all the personis being on that syd, and all wderis that war in companye with the said wmqhill James Erl of Arran of his causyng and comand the tym of the slaychter of the said wmqhill Jhon Zerll of Leuenax, of all action, ciuile and criminall, displesour, rancour, and [wn]kynddes, suspition and hatret consawyt aganis thaim or onye of thaim for the sammyn; and specialie the said Schir James; and disc[h]argis hym and his ayris of all action, baytth ciuile and criminall, quhilkis the said Zerll hes or maye than [have] onye maner of way, for ony caus bigane to the day of the dayt of thir presentis, and sell mak ane lettre of disc[h]argis to the said Schir James of all thair premiss in the best forme that he can dewis, wnder the said Zerlis awin propir seill and the selis of his sayddis frendis, togidder with the appension of our sayd souerane lordis greit seill to be purchest be the sayd Zerll and his frendis for autorisyng heirof. In witnes heirof all the sayd parteis hes subscrywit thir presentis with thair handis, daye and place foirsayddis, befor thir wytnes, ane venerable fader in God, Robert Abbot of Kynlos, Maister James Foulis, Maister Frances Bothell, Maister James Lawson, Maister Georgis Cwke, notary public, with wderis diuerse.

147. LETTER by KING JAMES V., appointing MATHEW EARL OF LENNOX Captain of the Castle of Dunbertane.—28th April 1531.

JAMES, be the grace of God King of Scottis, to all and sindry our liegis and subditis quham it efferis, quhais knowlege thir oure lettres sal cum, greting: Wit ze ws to haue maid, constitute and ordanit, and be thir oure lettres makis, constitutis, and ordanis oure louit cousing and counsallour, Mathew Erle of

Leuenax, and his airis and assignais, ane or ma, capitanis of oure castell, strenth and fortalice of Dunbertane, for all the dais and termes of nyntene zeris ; thair entre tharto begynnand at the feist of Witsonday, in the zeire of God 1^m v^e thretty ane zeris, and thareftir to indure ay and quhill the said nyntene zeris be full and togidder compleit and outrunin ; with power to the said Erle, his airis and assignais, to mak deputis, constabulis, garratouris, portaris, gevillouris, and all vtheris officiaris neidfull for keping of the said castell, for quham thai sal be haldin to ausueir ; and generalie, all and sindry vthiris thingis to do, exerce, and vse, that to the said office of capitanry of our said castell, of law or consuetude ar knawin to pertene : ferme and stable haldand, and for to hald all and quhatsumeuir thingis oure said cousing, his airis and assignais, thare deputis and officiaris, in the premissis richtuisly ledis to be done ; for keping of the quhilk castell, strenth and fortalice, we gif, grantis, and assignis to the said erle, his airis and assignais, all landis, annuale rentis, fischingis, malis, fermis, martis, seruice, profittis and dewiteis pertenynge, or that richtuislie may pertene tharto, during the said space ; and siclik as ony vthiris capitanis had tharfor in tyme bigane ; and the saidis landis, fischingis, and annualis to sett and rais, and the tennentis tharof to remove, change, input and output, als oft as thai sall think expedient ; witht court playnt, herezeld and merchete, vnlawis, amerciamentis, and eschetis of the saidis courtis ; with all and sindry vthiris commoditeis and fredomes ; frelie, quietlie, weile, and in peax, but ony reuocatioun, impediment or agane calling quhatsumeuir : Quharfore we charge straitlie, and commandis the tennentis, inhabitaris of the saidis landis, rentis, and fischingis, and all vthiris quham it efferis, to ansuer and obey to the said Erle, his airis and assignais, in setting and rasing of the saidis landis, rentis, and fischingis, and in paying and deliuering to thame of the malis, fermes, profittis, and dewiteis of the sammyne, and all vthir feis concernynge the said office of capitanry, and to nane vthiris,

during the said space, vnder all pane and charge that eftir may follow : Quhilk office of capitanry wes James Hammiltonis of Fynnart, knyght, for the space of nyntene zeris of befor, and resignit be him purlie and simple, be staff and bastoune, personaly in oure handis, at Edinburgh, and all richt and clame that he hes had, or ony wis may haue or clame tharto, in fauour of the said Mathew Erle of Leuenax, his airis and assignais, as autentik instrumentis takin tharupoun beris, sauffand and reseruand neuertheles to Williame Striuling of Glorat and his airis the takkis and sett maid to thame be the said James Hammiltoun of the office of deputy constabulary and keping of the said castell for the space of xvij zeris nixt and immediatly followand the feist of Witsonday, in the zeir of God 1^m v^e xxviiij zeris, witht all feis, fre-domes, priuileges and dewiteis pertenying to the said office, specifiit at lenth in the lettres maid to thame be the said James Hammiltoune tharupoun. Gevin vnder oure priue sele, at Edinburgh, the xxviiij daye of Aprile, the zeire of God 1^m v^e thretty ane zeiris, and of our regne the xviiij zeire.

[Per signaturam manu supremi domini nostri Regis subscriptam.]

148. INDENTURE upon the delivery by JAMES STRIUELING, Constable of Dunberten, to THOMAS TULLOCH, of swords and culverins.—14th August 1536.

THYR indentouris, maid at Dunberten the xiiij day of August, in the zeir of God 1^m v^e and xxxvj zeris, contenis, proportis, and beris vitnes betuix honorabill men, that is to say, Maister James Striueling, constabill of Dunberten, on the ta part, and Thomas Tulloch, seruand to the Kingis graice, on the tother part, in maner as eftir followis ; that is to say, that the said Master James Striueling hes deliuerit to the said Thomas Tulloch ten twahandit swordis, and twa culuerynnis, the quhilkis vas deliuerit to Georg Striueling of the Glorat be Johne Drummond and Villiam Sиеberd : this the said Maister

James deliuerit day, zeir, and plaice abone vrittin : In vitnes of the quhilk ather of the saidis parteis hes subscriuit this present vrit, before thir vitnes, Jhone Smollet, bailze of the burgh of Dunberten, Johne Mungumrye, James Dowglas, and Bertrem Steyne, vytht other diuers.

Mr. JAMES STUELYNG.

TOMAS TOLLO.

149. LETTER by KING JAMES V. suspending all processes against MATHEW EARL OF LENNOX until his return from France.—26th July [1541.]

JAMES, be the grace of God King of Scottis, to oure schereffis of Dunbertane and Renfrew, and thair deputis, and all vtheris oure officiaris, jugeis, and ministeris of law, spirituell and temporall, quhais knowlege thir oure lettres sal cum, greting : Forsamekill as we, for the speciall lufe and fauour that we haue and beir to oure cousing, Matho Erle of Levinax, grantit and gaif licence to him to remane in the partis of France, witht oure vther lettres of respet and saufgard that he suld nocht be callit nor troublit befoir na juge nor jugeis for ony actionis concernyng him vnto his returnyng and hamecuming agane within oure realme and xl dais thaireftir, as oure saidis vther lettres beiris : Incontrar the tennour of the quhilkis, as we ar surelie informit, Archibald Erle of Ergile, Lord Campbell, and Niniane Lord Ros, and Johne Sympill of Fulwod, callis and persewis oure said cousing and his auld heritage befoir zow, oure said scheref of Renfrew, and zour deputis, and hes raisit breuis thairupoun : Off the quhilk heritage our said cousing and his predecessouris hes bene in possessioun in tymes bigane, past memour of man, tending thairthrow, in his absence, for null defence, to dishereis him of his auld heritage wranguuslie : Oure will is heirfore, and we charge zow straitlie, and commandis that incontinent thir oure lettres sene, ze, and ilk ane of zow,

desist and ceis fra all calling and proceeding in the actionis mouit be the personis abone writtin, or ony vtheris concernyng oure said cousing, or that he hes rycht to, dischargeing zow, and ilk ane of zow, thairof, and of zour offices in that part quhill oure said cousingis returnyng and hamecuming agane within oure realme, and xl dais thaireftir, eftir the tennour of oure saidis lettres of respet and saufgard, quhilkis we will haue effect, and ratifyis the samyn be thir presentis : And that ze, nor nane of zow, tak vpoun hand to do or attempt ony thing incontrar heiroy, vnder all hieast pane, charge, and offence, that ze and ilk ane of zow may commit and inrin aganis oure Maiestie in that part. Subscriuit with oure hand and vnder oure signet, at Tementaloun, the xxvj day of Julij, and of our regnne the xxviij zeir.

JAMES R.

150. SUMMONS at the instance of Dame HELEN STEWART, LADY ERROL, against
ROBERT MASTER OF SIMPILL.—21st November [1544.]

MARIE, be the grace of God Quene of Scottis, to our louittis Villiam Ker, Villiam Murray,

Our shereffis in that part, coniunctlie and seueralie, specialie constitut, greting : Forsamekle as it is humblie menit and shevin to vs be our louit cosinace, Dame Helene Steuart, Lady Errol, that quhair sche hes the landis of Croukis-toun, with the castel and place therof, and landis of Inchinnan perteneing to hir, be reson of geft and dispossioun maid therof to our said cosinace be Mathew Erl of Levinax, hir bruther, and is in possessioun therof, and the manis of the samyn laiboreit with hir avin geir ; and nev laitlie Robert Simpill, maister of that Ilk, and his compleces maisterfullie, and on force puttis our said cosinace fra the saidis landis, and stoppis hir to intromet with hir cornis therof, and stoppis hir to intromet therewith, and spoulzeis hir of hir possessioun

of the samyn to hir hevy dampnage and skath, and expres aganis juste, as is allageit : Our will is herfor, and we cherg zow, that ze lachfullie summond, warne, and cherge the said Robert Maister of Simpyle, and all wtheris his compleces quhoies name sal be gevin in bill, to compeir befoir ws and our consuel at Edinburgh, or quheir it sall happin vs to be for the tyme, on the xxth day of Januar nixt to cum, in the hour of caus, with continiatioun of dais, to heir thame be decernit be decreit of the saidis lordis to restoir our said cosinace to hir possession of the saidis landis, or ells to shaw ane resonable caus quhy the samyn suld nocht be don, with certificatioun to thame and thai failze, that lettres sal be derekit simpliciter to restoir hir to hir possessioun of the saidis landis in maner forsaid : Attour, that ze pas, and, in our name and autorite, command and cherge the said Robert Maister of Simpyle, and all wtheris, to decest and ces fra all molestacioun and tribulling of our said cosinace in the peciable brukyng and iosing of the landis forsaidis, conforme to hir gift, with certificatioun to tham and thai failze that thai sal be callit criminallie for oppressioun, and pvnest with all rigour, as accordis : the quhilk to do we committ to zow, coniunctlie and seueralie, our full pover be thir our lettres, deliuering thame be zov dewlie execut and indorsat againe to the berar. Gevin vnder our signet at Stirling, the xxj day of Nouember, and of our regne the second zer.

151. INSTRUCTIONS by MATHEW FOURTH EARL OF LENNOX for the management of his affairs until his return from England.—[*Circa* 1563.]

THIR ar the articles that I wil and vnderstandis that beys done quhil my hayme cumyng.

In the fyrst, touchand the Ill of Bwyte and the castell of Dunbertane, and the landes of the sammin into few, I pray zow to beseik the Kingis grace to superced that quhil my hayme cumyng.

Item, touchand my tenendes that is vnterret, I haif writin to zow, and send zow ane power to the same effect, to enter thame vnnackand ony composiciones or disponyng of ony ward or mariage that pertenis to me quhatsumeuer or in quhat place quhil my haym cumyng; and touchand the said tenendes that wil be entret, that tha schaw thair letter of ward geif tha coft it fra the Lord Awendel, or geif it pertenis to me or nocht, and the termes mailles that pertenis to me be ward and blanche ferm be clerly luykit, that it hurt me nocht in na sort.

Item, touchand the landes that Wilzem Edmeston hald in the Balloch, I vnderstand that it partenis to me be raison of the byeng of the ward fra the Lord Awendel; quhair for, and it be thocht expedient be freyndes, I wald the mailles of the samin war restit in the tenendes handes.

Item, touchand the landes that my Lord of Argil hald, syklyik in wedset, and part of landes that the lard of Lwis hald, I trest that it pertenis to me be raison of ward, quhilk, or tha be entret, I wil that it be seyn clerly thar haldins, and geif the said landes pertenis to me, syklyik as Wilzem Edmeston, or wthirways, how mony termes malis pertenes to me, vnhurtand me in ony sort.

Item, and as for the conjunctfeis and tercis of ladys that is fawn to me send I coft the ward, I will that the lard of the land be enterit, he payand me send the deid of the said ladys of conjunctis and tersis.

Item, as to my an entres, I vnderstand that I be enterit, geif frendis thinkis expedient, bayth to Cruxfe and Terbowton, reseruand aye the composiciones mar liyng to my haym cumyng.

Item, touchand the entres and composiciones, geif swa beys that ze enter my said tenendis, or ony ane of thame, that ze caus thame to be ackit to me, bayth in the Regester and in the oficiales buykis of Glasgow, to paye me all the prouffet that pertenis to me be ward or nonentres, as the constum of

Scotland is, for to paye syk dowates, wngywane thame ony terme langer than the coustum is.

Item, syklyik I pray zow that ze tak the counsell of the wyisest men of law that ze knaw best, anentis thir materes becaus that tha ar materes of consequens: The commission sal be quhil my haym cumyng, and na langar.

Alsua, ze sell remember to gar enter me be the said pouer and commissioun to the landes of Cruxfe and Terbowton, geif ze trow that it may be ony thünsel to me my lang lyeng vñentret, or geif ze think that it may be delayit quhil my haym cumyng, and do as ze thiñk caus in that mater.

MATHEW ERL OF LEWINAX.

152. MEMORIAL for Mr. FEWLER, Agent for Mathew Earl of Lennox, as to the Earl's affairs on his return from England.—[*Circa* 1564.]

REMEMBRANCER for Master Fewler, to be schewen and delyuered to my Lorde.

Declare to his honour, thoo in his reapare furtht of France, alswelle for adwansing his right as for the better seruyng of the Quenes grace, in hir delyuery from Linlythgw, and at hir coronation, lyberalie delt witht many his freindis, tenentes and assistantes, in defraying his goodis, remitting of sovmez of money vpoun respect of there seruice, of whiche syndry was found not so faithfull as occation was mynistred. I know his honour remembretht those for experyence, and will attempre thinges now to his commoditie and thotheres worthynes, especiallie for tuo causes; one, that his wounded and afflyktyd patrymony and Erldome of the Leuenax by his noble father, in seruyng his Prence (for whom also he loest his lyef), may be revyued, healed, and redemed from that sore; secundlie, that his owne present estate, my lady's grace and there children may the better be meynteyned to exalt them selfes

and there affayres, having enewght of his owne, being welle forsene and handled.

His honour vnderstandeth, the Bischop of Orkney, Master James Stewart, Abbot of Drybrught, Syr Johne Striueling of the Keer, knyght, Patrik Maxwell, ould larde of Neworke, Patrik Howston, grandfather to thys man, Robert Stewart of Mynto, William Sterling of Glorate, Alexander Dowglas of the Manes, Master Johne Kar, and the ould preist of Crukiston, in whoes heades the secretes of my Lordis patrymony rested, be alle deade ; the lak of whom, witht the conveyance of his euidentes, shal be some hynderance ; yett his honour, witht suche as be left on lyve, may be served : And following aduise may have more treasour and more large possessionis nor euer had Erle of Leuenax, consydering the soomez owing him, the favour of the Prence and hir autorite presentlye on his syde. And albeith his honour (as yow doo welle reaport) dailie passeth his affayres worthelie withoute .respett of my seruice, and soo yf I wor deade shalle doo the same, yett having been traned and broought vp by succession of tyme for these xxxiii yeares in his publict and secrete affayres, I wold be loethly my poore talent should be hyd ; or to wytt any thing peryis by my sylence or concelement, wheare it may doo good, being borne and predestynate to serue the rysing of the howse, and not the fall or dekeye of the same.

Fyrst, I wishe his honour to recover by searche, confession, and other secrete meanes, all suche euidentes and other monymentis as haitht been conveyed or imbaled from his chartour-chist and other places, agane to his possession.

Secundlie, be not haistye in compositiones making witht any man, or to geve discharges of landes, nonentress, byrunin rentes, or other dettes, affore his honour and counsale doo well know the deipnes and trewtht in euery mater, and the caise how thei stound, and leirne of euery partye there owne confession and estate ; and nevertheles pawse thereafter.

Thrydlie, I suppose his honour haitht generall pardone from the Prence for all attemptates past, and the pretended proces of forefatour reduced and restored in integrum.

And, wheare my lordis leirned counsale aduisetht his honour to take a new infestment of his landes, the same ys not to be refused; yett I wishe my symple opynzeon thereat, for suche causes as I know and could conferre witht them yf I wor lycensed, that will come at all tymes, seing the Prence ys his gracious lady, and presentlie, this may doo more hurt nor thei be war of.

I think his honour haith the great chartour and graunt made to Erle Mathow of Leuenax, his grandfather, whiche laketht nether wisdomer nor good wordis in the same, as the lawes past in those dayes. Johne Erle of Leuenax, his sone, was entred in good caise. I was clerk of the schirefdomer of Dunbertane, by his honouris gyft, at his owin entre to the hole erldome of Leuenax. I was at the seasing and possession geven his honour at Inche-myrring, witht one Forsytht, a ould preist of Dunbertane, lyke as I have been to syndry moo, and to his honouris causes, being in France, and at the seuerall searches of his chartour chist, witht his tutouris and curatouris.

My lorde, in his jorney towardis France, takin his leve from the King, whoo, caryng him in his armes through the greate chambre in Striueling, with syndry kisses and good wordes, before his frendes, commended his tendre aige to there charge and gouernament, declaring that, at his aige perfyte, he wolde protect and care for my lorde himself. And in rewarde, amonges otheres, gave him a graunt vnder his signet, witht a promise in verbo regio, of all nonentress of Crukiston, Crukisfyue, the landes of Darnelie, and otheris specified in the same, whiche amounted by gyft to xx^{ti} thowsande poundis. Searche for that wryting in any wyse.

There remaned witht my lettres an abstract of the reuersiones vpoun my

lordis landis, collected from his chartour chist, witht certane necessary notes for the welle of his house. I think that may be had agane.

Lett my lorde vnderstande, there ys one there whoo knowetht in caises of the Leuenax, yf he wor not effectionate; his honour may vse him in thingis, but enter not to depe witht him, especialle in the Lardes of Keeris causis, the Colqwownes, Sympillis, Kilbirny, James Stewart and otheres. He is my kynisman, and I wishe him well, but I love my lorde better, whom I have more dearlie boowght nor all my kyn. His honour shall see, and then he will credit.

As for the Larde of Keer, being a greate mater, and greater nor thei take yt for, my lorde, boetht in his tendre aige (as I welle know) and synce, haitht been ewille handled in that excheunge; lett his honour, for no sute can be made to him, that he take noo haistye composition witht that man. Albeitht I know the Erle of Argyle and otheris, Keeris freindis, will trait witht my lorde for him and for otheris to remitt his goodis, Keer may welle paye my lorde, being a man wealthy, and having good pennywortis for that he owne my lorde. His honour haitht boetht the law and conscience vpoun his syde. It twochetht my conscience alsoo, being the trusty mynister in that affayre. Show his honour he may have in chuse to have agane the fourty pound lande of Avendale, his auld inheritance, threscore pound lande within the Leuenax, or the landes of Over Keer, whiche I tuik possession in for my lorde, and two thousande eight hundreith merkes to putt in his purse, with more thingis whiche I will not twoche now. Albeitht the Larde of Keer haitht, sence my cuming in Englonde, taken vnder trust my box, deteyneth my mony and euidentis, and some euidentis and wrytingis of my lordis, then in my custodye, besyde xxv hundreth merkis my money anellie, geuen in Junii last to Mathow Hammylton of Mylburne in a part of my attendour.

Memoriall of Mr. Fewlar.

153. LICENCE by QUEEN MARY to JOHN SPENS of Condy and ROBERT CREICHTOUN of Eliok, her advocates, to consult with Mathew sometime Earl of Lennox.—25th Sept. 1564.

REGINA.

We, be the tenour heiroy, grantis and gevis licence to
Aduocat, to resort and intercommoun with Matho sumtyme Erll of Levenax,
and to gif him aduise and consultatioun in all and quhatsumeuir his actionis,
affaires, and bissines quhilkis he presentlie hes or sal happin to haue ado, as
alsua we command and charge Maisters Johnne Spens of Condy and Robert
Creichtoun of Eliok, oure aduocatis, to do the like, nochtwithstanding the
processe of forfaitour led aganis the said sumtyme erll
or vther quhatsumeuir impediment or occasionis bipast,
quhairnent we dispence be thir presentis. Gevin vnder
oure signet, and subscriuit with oure hand, at Edinburgh,
the xxv day of September, and of oure regnne the xxiith
zeir, 1564.



MARIE

154. LETTER OF CHARGE by QUEEN MARY, at the instance of MATHEW EARL OF LENNOX, against JAMES STEWART of Cardonald.—29th March 1565.

Apud Lynlithgow, xxix^o Martij, anno, etc., lxxv^{to}

THE quhilk day, the Quenis Maiestie being informit that James Stewart of Cardonald, be himself, his complices and seruandis in his name, hes laitlie, vpoun the xvij day of Marche instant, cum in to the Manis of Inchechenan, and thair wranguslie, by all ordour, intronettit with, and away takin xvij

scoir of threvis of beir and aittis, quhilkis wes arreistit of befoir to remane thairin, at the instance of our louit, Mathow Erle of Leuenox, and will nocht rander the samyn agane, without he be compellit: Thairfor, hir Hienes ordanis ane officiar of armes to pas, command, and charge the said James Stewart of Cardonald to restoir and imput the foirmemmit cornis wranguuslie intromettit with and awaytakin be him, as said is, in the samyn stait as thai wer the tyme fairsaid of the awaytakin thairof, within the said Manis, fra quhilk thai wer takin be him of befoir, thair to remane vnto the tyme it be knawin to quhom the samyn sould pertene, within fourty aught houris nixt eftir the charge, vndir the pane of tressoun.

MARIEL

155. CONTRACT between LADY MARGARET DOUGLAS, MATHEW EARL OF LENNOX, HENRY LORD DARNLEY, their son, and ARCHIBALD EARL OF ANGUS, anent the Earldom of Angus, etc.—12th and 13th May 1565.

IT is, be the Quenis Maiesteis speciall avyse and consent, appointit, agreit, and finalie concordit betuix richt noble and honorable personis, that is to say, Lady Margret Douglas, lauchful dochter of vmquhil Archibald Erle of Angus, Lord Douglas and Abirnethie, etc., and apperand air to vmquhile George Maister of Anguse hir guidshire, with expres consent and assent of Matho Erle of Levenax, Lord Dernley, etc., hir spous, for his interesse, and als for himself and Henry Lord Dernlie, thair eldest lauchfull sone and apperand air auctorizit be his said fader lauchful administratour, tutour, gydar, and governour, and the said Erle of Levenax alsua takand and acceptand the burding vpoun

him for his said spous, and for the bairnis gottin or to be gottin betuix thame, on that ane part; and Archibald Erle of Anguis, Lord Douglas and Abir-nethie, etc., with expres consent, assent, and auctoritie of James Erle of Mortoun, Lord of Dalkeith, Chancellor of Scotland, his fader brother and tutour lauchfull for his interesse, and als acceptand the burding vpoun him for the said Erle of Anguis his bruder sone, now in his minoritie and less age, on that vther part, in maner, forme, and effect as eftir followis; that is to say, For samekle as the said vmquhile Archibald Erle of Anguis havand respect to the wele and preservatioun of the erldome of Anguis, landis, lordschippis, and baroneys of Abir-nethie, Kerymure, Jedburgh forest, Bonkle, and Prestoun, Boithuile, with the regalis thairof, the landis, lordschippis and baronyis of Douglas, Craufurde-Douglas, alias Crawford-Lindsay, Thomptalloun, Selkirk, with the castellis, touris, fortalices, maner places, milnis, multuris, woddis, fischeingis, annexis, connexis, outseittis, partis, pendielis, tenentis, tenandriis, services of fre tenentis, aduocationis, donationis, and richtis of patronage of kirkis, benefices, and chapellanriis of all and sindrie the saidis erldome, landis, lordschippis, baronyis, and heretaigis quhatsumeir, liand within the realme of Scotland, quhilkis myght pertene to him or his predecessouris of the said hous; and willing the samyn to remane with his awin suirname and airis maill of the suirname of Douglass, be infeftmentis prouidit the same to vmquhill James Douglas, than his lauchfull sone and apperand air maill, and to his airis maill lauchfullie to haue bene gottin of his body; quhilkis failzeing, to the neirest and lauchfull airis maill of the said vmquhile Erle Archibald quhatsumeir, or assignais; be vertew of the quhilkis infeftmentis the said Archibald, now Erle of Anguis, is lauchfullie retourit, enterit, and sesit air maill to the said vmquhile James Douglas of all the foirsaidis erldome, landis, lordschippis, baronyis, and regaliteis, with all their pertinentis, as is befoir said: And the said Ladie Margaret, hir foirsaidis spous and sone,

perfytlie knawand the samyn to haue bene done and procedit in maner and to the effect foirsaidis, and bering the like guidwill, fauour, and zeill to the said house of Anguis and leving thair of abon writtin to remain heireftir heretabillie with the said Erle of Angus and his airis maill of the suirname of Douglas, be thir presentis ratcefis and apprevis, for hir self, hir airis and posteritie, the foirsaidis infestmentis, with the retouris, seasingis, and all thingis followit and to follow thairupoun, to the said Archibald, now Erle of Angus ; to the effect that he and the airis maill foirsaidis may brouke, jois, and possheid the samyn heireftir heretabillie, and renuncis all actioun, title, clame, interest, or ony vther richt quhatsumeuir that scho had, hes, or ony wys may haue or clame in and to the foirsaidis erldome, landis, lordschippis, baronyis, regalityis, and vtheris abone specifiteit, and all thair pertinentis, or ony part of the samyn, guidis movable or vnmovable quhatsumeuir, throw or be deceis of the said vmquhile Archibald Erle of Anguis, hir fadir, the said vmquhile James his sone, or ony vtheris his or thair predecessouris quhatsumeuir, or ony vther maner of way, and all actioun that sche or hir airis had, hes, or ony wis may haif for reductioun of ony infestmentis maid to the said vmquhile James Douglas, and of the retouris, seasingis, and confirmationis past and to be past thairupoun to the said Archibald Erle of Anguis and the airis maill contentit thairin, in fauouris of the said Archibald now Erle of Anguis and the airis maill foirsaidis : and alsua the said Ladie Margaret, with expres consent and assent of hir said spous and sone, will and grantis, for hir and hir airis, that the said Archibald, now Erle of Anguis, and the airis maill foirsaidis vse and caus lauchfull redemptioun be maid in fauouris of him and thame of quhatsumeuir of the foirsaidis landis, lordschippis, baronyis, annueltrentis, milnis, fischcingis, or ony vtheris, be vertew of all and quhatsumeuir reuerisionis maid and grantit to the said vmquhile Archibald Erle of Angus, or ony vtheris his or hir predecessouris thairupoun for recouering of the samyn to

his awin leving ; and in sa fer as sche hes or may haue ony richt, titill, or clame to the saidis reuersionis as air or apperand air to hir said vmquhile fader, or ony vtheris his or hir predecessouris, sall transfer, assignne, and dispone, like as sche be thir presentis for hir selfe and hir airis transferris, assignis, and disponis the samyn to the said Archibald, now Erle of Angus and the airis maill foirsaidis ; with power to him and thame to do all thingis neidfull for redemptioun of the saidis landis, lordschippis, baronyis, annuall-rentis, milnis, fischeingis, or ony part thairof, for recouering of the samyn to him and the airis maill foirsaidis, and in ony sort, gif neid beis, makis, constitutis, and ordanis the said Erle of Angus and the airis maill foirsaidis hir irreuocable procuratouris in rem suam to the effect foirsaid ; and sall assist with the said Erle of Angus and the airis maill foirsaidis and tak plane part with thame in jugement and outwith in brouking and iosing of the foirsaidis erldome, landis, lordschippis, baronyis, regaliteis, annuall-rentis, milnis, fischeingis, or ony vtheris rowmes of the said leving, and in recouering of the samyn or ony part thairof being redemable, or ony vtherwys quhatsumeir, to be heretable broukit and iosit be the said Archibald Erle of Angus and the airis maill foirsaidis in all tyme cuning : And attour, sall laubour, procure, and sollist at the Quenis Maiesteis handes for new infetment to the said Archibald Erle of Angus and his airis maill lauchfullie to be gottin of his bodie ; quhilkis failzeing, to sic his airis maill of the suirname of Douglas as sall best pleis the Quenis Maiestie to nominat thairin : Mairattour, to the end that the premisses may tak full vigour and effect, the said Lady Margaret sall procur hirself be seruit and retourit lauchfull air of lyne to the said vmquhile George Maister of Angus, hir guid sire foirsaid, be brevis of our souerane ladeis chapell, be the concurrence, assistance, and setting furthwartis of the saidis Archibald and James on thair expenss ; and scho being retourit, sall, for the causis contenit in this contract, of new, with expres consent and assent of hir saidis

spous and sone, mak the foirsaidis haill securiteis in forme and effect as is before specifeit, and farder, as sal be thoct expedient and necessar be the said Erle of Anguis and the airis maill foirsaidis, for the suir remanyng with him and thame of the saidis erldome, landis, lordschippis, baronyis, regaliteis, reuersionis of the samyn, or ony vtheris landis, milnis, fischeingis, and vtheris abone expremit, and all thair pertinentis : and in cais it sal happin the said Lady Margaret to be preventit be deith, as God forbid, befoir hir entrie as air of lyne foirsaid, in that cais, the said Lord Dernley, or ony vtheris lauchfullie gottin or to be gottin of hir body, sall entir as air foirsaid, and do and performe all thingis to the said Archibald Erle of Angus and the airis maill foresaidis as the said Ladie Margaret sould do, as is specialie expressit in this present contract ; prouiding alwayes that quhen it sal happin the said Ladie Margaret, or failzeing of hir be deceis, the said Lord Dernley, or ony vtheris lauchfullie gottin or to be gottin of hir bodie, entir air as said is, and mak the foirsaidis ratificatioun, renunciatioun, assignatioun, translatioun, and fulfill the poyntis contenit in this present contract to the said Archibald, now Erle of Anguse, his airis maill and of tallie foirsaidis, than and in that cais the said Archibald Erle of Anguis, his airis maill and of tallie foirsaidis succedand to the hous and leving of Anguis, sall releve the said Ladie Margaret and hir airis lauchfullie gottin, or to be gottin, of hir body of all sowmes of money, and quhatsumeuir dettis that may be acclamit, and be the law recouerit againis hir and hir foirsaidis airis be ressoun of thair entering and retouring as air foirsaid : And on the vther part, the said Archibald Erle of Angus, with expres consent and assent of the said James Erle of Mortoun, his tutor, for his interesse, and acceptand the burding vpoun him, as said is, sall, with the assistance of his haill freindis and all that will do for him within the realme of Scotland, be quhatsumeuer honest and lefull menys at the vtermaist of his and thair poweris, and vpoun thair awin expenss, sollist, avance, and sett

furthwardis the said Henry Lord Dernley (sa fer as the Queinis Maiesteis plesir and guidwill sall accord), to the mariage to be contractit and solemnizat betwix hir lienes and the said Lord Dernley, and sall employ thameselffis, ther laubouris, and guidis in maist honorable maner thairupoun : And in lik maner it is expreslie convenit betwix the saidis partiis contractaris, that in cais the said mareage betwix oure Souerane and the said Lord Dernley sal happin to be accomplisheit, that thair be ane perpetuall band of amytie, freindschip, and kyndnes to be had, stand, and remane betuix the said Erle of Angus, his airis maill and of tallie succedand to the hous and leving therof, and the said Erle of Levenax, his airis and successouris, in all tymes cuming ; and that ayther of thame, with thair kin, freindis, assisters, partakers, men, tenentis, and seruandis, sall tak vtheris trew and aufald partis for furthsetting of the auctorite of our Souerane Lady, and in all and sindrie thair awin actionis and causis honest and lefull, and concur thairupoun togidder als oft as neid sall require againis all that leif or dee may, our Souerane Ladie exceptit : And attour, the said James Erle of Morton sall caus the said Archibald Erle of Anguis, at his lauchfull and perfite aige, ratifie and appreve this present contract and appunctment in all poyntis, efter the tennour therof, and sall assist, fortifie, and tak plane and aufald part with him in the fulfilling and doying thairof at his vter power : And siclike, becaus our said Souerane hes be thir presentis grantit and givin licence to the said Archibald Erle of Anguis to contract mareage in maner as efter followis : Thairfoir, and for the causes foresaidis, the said Archibald Erle of Angus sall, God willing, at his perfite aige, lauchfullie contract and solemnizat, in face of hali kirk, the band of matrimony with Jane Stewart, lauchfull dochtir to Johne Erle of Atholl, gottin betwix him and Dame Margaret Flenyn, his spous ; and failzeing of her be deceis, with ane vther honorable personage, according to the estait of the Erll of Angus, sic as sall best pleis

the said Erle of Levenax to nominat, with the advise of the Queinis Maiestie, the Erle of Mortoun, and failzeing of him be deceis, the nearest of blude to the said Erle of Angus, and principall of his hous, and that without ony tochir : And als it is expreslie convenit betwix baith the saidis parties contractaris, that in cais it sal happin oure Souerane not to solemnizat mariage with the said Lord Dernley, in that cais, and na vtherwys, this present contract to tak na effect nor be of avail, bot baith the saidis pairteis to be fre siclike as the samyn had neur bene maid ; and na obligatioun, band, renunciatioun, consessioun, nor grant maid thairin, retouris, or ony vther thing that sal happin or may follow heireftir thairupoun, to be preiudiciall to the saidis partiis or ather of thame, bot that they may vse all actionis and defensis siklik and in the samyn mauer as and this present contract had neur bene maid, nor na retour, band, or obligatioun or vther thing followit thairupoun : And gif it sal happin, as God forbid, ather of the saidis partiis to faill vnto vtheris, the faill being wilfullie done and sufficientlie tryit and declarit be the personis efter specifit, thair sall follow vpoun the first falar the pane subsequent ; that is to say, gif the said Erle of Angus, or Mortoun takand the burding for him as said is, during his minoritie, or the said Erle of Angus and his airis maill and of tallie succedand to the hous of Angus, be thameselffis, or ony vtheris that they may lett, of thair causing and command cum in contrair the tennour of the premises aganis the said Matho Erle of Levenax, the said Lady Margaret his spous, or thair airis, that than and in that cais this present contract sall expire and be of nane avale in all tyme cuming thair-efitir : Like as vpoun the vther part, gif the said Matho Erle of Levenax, Lady Margaret Douglas his spous, or thair airis be thameselffis or ony vtheris that they may lett, of thair causing and command cum in contrair the tennour of the premiss aganis the saidis Erlis of Angus or Mortoun, thair airis maill and of tallie foirsaidis succedand to the hous of Angus, that than and in that

cais the saidis Erlis of Angus, Mortoun, and thair airis maill and of tallie foirsaidis to be fre and dischargit of all thingis that thay aught to do be ressoun of this contract to the saidis Erle Matho and Lady Margaret and thair airis, and neurtheles this contract to stand in effect for the part of the saidis Erle Matho, Ladie Margaret, and thair airis, and they to be faithfullie oblist to the fulfilling of the samyn, sa fer as concernis the securitie of the leving of Angus, renunciatioun, or translatioun of thair titill and richt in maner abone specifiit to the saidis Erle of Angus and his airis maill foirsaidis. And for the sufficient tryall and declaratioun of the said first fail, thir personis ar appointit, that is to say, for the part of the said Erle of Levenax, Johne Erle of Athole and Patrik Lord Ruthwen ; and for the part of the said Erle of Anguis, Alexander Erle of Glencairn and Robert Lord Boyd ; and in cais of variance, Williame Erle of Montrois to be as odman equalie chosin be baith the saidis partiis, to cognosce and decide thairintill as the caus requiris ; with this conditionn alsua, that quhen ony of the saidis freindis sal happin to inlaik be deceis or furth of the realme, that partie for quhom the absent wes appointit sall nominat ane vther to supplie his place : And gif it sal happin the odman or ourisman to deceis, the four arbitratouris to cheis ane vther in his place ; and this contract to be reformit and put in better forme be the advys of men of law gif neid be, for the bettir furtherance and declaratioun of the premiss, quhenuever it sal be thought expedient be ayther of the saidis partiis, sua that it alter not nane of the substanciall poyntis foirsaidis. And for obseruing, keping, and fulfilling of all and sindrie the premiss, ayther of the saidis pairtiis contractaris respectiue bindis and obliques thame, thair airis foirsaidis and successouris to vthers, and hes interponit thair solempne aithis, and faithfullie sworn and promist to fulfill the samyn and euery poynt thair of, ilk ane for thair awin part, as is convenit abone, na remeid nor exceptioun of law to be proponit or allegit in the contrair : renunceand the samyn for thame,

thair airis foirsaidis and successouris for euir, and ar content that this present contract be registrat in the buikis of Counsell, and that the Lordis therof interpone thair decrete and authoritie thairto, with executorialis to pas thairupoun, in forme as efferis : And for inserting and registring of the samyn in maner and to the effect foirsaidis, baith the saidis partiis presentlie constitutis and ordanis

thair lauchfull and irreuocable procuratouris, coniunctlie and seueralie, gevand thame and ilkane of thame pouer be thir presentis to compeir befor the Lordis of oure Souerane Ladeis Sessioun to the effect abonewrittin ; firme and stable haldand and for to hald quhattsumeuir thay or ilk ane of thame dois or ledis to be done in the premiss. In witnes of the quhilk thing the Quenis Maiestie, in takin of hir hienes speciall avyse and consent to the premiss, and the saidis Erle of Levenax and Lord Dernlie, Erlis of Angus and Mortoun, hes subscriuit this present contract with thair handis, at Stirueling and Sanctandrois, the xij and xij days of Maij respectiue, the zeir of God ane thousand five hundreth thre scoir five zeris ; befor thir witness, noble and nichtie lordis, Gilbert Erll of Cassillis, Patrik Lord Lindsay of the Byris, Sir John Bellendene of Auchnoule, knyght, justice clerk, Maister Johnne Douglas, rectour of the Uniuersitie of Sanctandrois, Johnne Hwme, and Johnne Provand.

And the said Lady Margareȝ hes subscriuit the samyn at

MARIE R.

ARCHIBALD ERL OFF ANGUS.

MATHEW LEVENAX.

JAMES ERL OFF MORTOUN.

H. L. DARNLEY.

[Indorsed, apparently in the handwriting of Lady Margaret Douglas]

To the Erll of Lennox, my husband.

[Facsimiles of the signatures to the preceding Contract.]

MAKER J. H. Darnley.

must be

James esq off Archibald esq off
~~moston~~ August

[Dorso]

to the esq of lennox
 my son/son

156. PROCURATORY by MATHEW EARL OF LENNOX for serving LADY MARGARET DOUGLAS, his spouse, heir to her grandfather, George Master of Angus.—
31st May 1565.

BE it kend to all men be thir present letteris, ws, Matho Erle of Levinax, Lord Dernley, etc., spous of Dame Margaret Douglas, dochter lauchfull of vmquhile ane nobill Princes, Margaret Quene of Scotland, in name and behalf of oure said spous and for oure interes, to haif maid, constitute, and ordinit, and be thir present letteris makis, constitutis, and ordinis honorabill men, and oure weilbelouittis, Maisteris Alexander Sim, and ilk ane of thame, coniunctlie and seueralie oure, and oure said spousis verray lauchfull and vndoutit procuratouris, actouris, factouris, and speciale erand beraris; gevand, grantand, and committand to thame, and ilkane of thame, coniunctlie and seueralie, oure and hir full, fre, plane power, generale and speciale command, expres bidding and charge, for ws and hir and in oure names and behalffis, to compeir befoir the Scheref of Edinburgh principale, or his deputis, or befoir quhatsumeir vther scheref or schereffis of this realme, owther of office or constitute be commissioun, the ix day of Junij instant, in the houre of caus, in the Tolbuith of Edinburcht, or ony vther dais or places lauchfull, and thair persew the breif or breuis of inqueist of oure Souerane Ladeis chapell impetrat and purchest at the instance of oure said spous, to be seruit as nerrest and lauchfull air of vmquhile George Maister of Angus, hir gudschir, vnto the finale end and discussing thair of; and eftir the serving of hiras air foirsaid, retouris thairupoun to rais; actis, decretis, and sentences to ask and heir be gevin, and thairupoun instrumentis and documentis to ask, tak and rais, gif neid beis; and generalie, all and sindrie vther thingis to do, exerce, and vs, that to the office of procuratorie in sik caissis of law or consuetude is knawin to pertene; and that oure said spous or we mycht do thairin

oureselfis and we wer personalie present : firme and stabill haldand and for to hald all and quhatsumeuir thingis our saidis procuratouris, or ony of thame, coniunctlie or seueralie, in oure and oure said spousis names, in the premiss ledis to be done. In witnes of the quhilk thing, to thir our lettres of procuratorie, subscriuit witht oure hand, our sele is afixit, in the name of oure said spouse and of oure selfe for oure interes, at Rosdow, the last day of May, the zeir of God 1^m v^e lxxv zeris befoir thir witnes, Maister Johne Porterfeild of that Ilk, Gawine Elphingstoune, and Maister Johne Abircrummy, oure seruitoris, with vtheris diueris.

MATHEW ERLI OF LEVENAX.

Nono Junij 1565, productum visum et admissum.

157. SERVICE of MARGARET DOUGLAS, spouse of Mathew Earl of Lennox, as heir of her grandfather, George Master of Angus.—9th June 1565.

HEC inquisicio facta fuit in pretorio burgi de Edinburgh, coram honorabili viro, Dauide Kintor vicecomite deputato de Edinburgh specialiter constituto, nono die mensis Junij anno Domini millesimo quingentesimo sexagesimo quinto, per istos nobiles et egregios viros subscriptos; videlicet, Willelmum dominum Hay de Zester, Joannem dominum Borthuik, Jacobum dominum Someruille, Jacobum Hammyltoun de Craufurdejohne, Joannem Stewart de Mynto, equites auratos, Andream Murray de Blakbarony, Jacobum Stewart de Cardonald, Joannem Stewart de Cragyhall, Jacobum Heriot de Trabroun, Thomam Hammyltoun de Preistisfeild, Alexandrum Wardlaw de Killabertoun, Thomam Borthuik de Princado, magistrum Joannem Portarfeild de eodem, Joannem Dikeson de Winkistoun, et Magistrum Robertum Stewart, fratrem germanum dicti Joannis Stewart de Mynto, equitis: Qui iurati dicunt quod quondam Georgius magister Angusie, auus domine Margarete Douglas, sponse

nobilis et prepotentis ac magnifici domini, Matthei comitis de Levinax, domini Darnlie, latricis presencium, obiit ad pacem et fidem quondam supremi domini nostri regis Jacobi Stewart eius nominis quarti; et quod dicta domina Margareta Douglas est legitima et propinquior heres eiusdem quondam Georgii magistri Angusie, sui aui; et quod est legitime etatis: In cuius rei testimonium sigilla quorundam eorum qui dicte inquisicione intererant, sub inclusione sigilli dicti vicecomitis deputati, vñacum breui regio intus clauso presentibus sunt appensa, anno, mense, die, et loco prescriptis.

158. WARRANT by MATHEW EARL OF LENNOX, Lieutenant-General, to disarm the tenants of conspirators against King Henry and Queen Mary.—
20th September 1565.

MATHEW Erle of Leuenax, Lord Dernelie, Leuftenmente Generall to our Soueraine Lord and Lady, to our louittis Robert Stevinsoun, messingeris, oure schirrefis in that pairt, coniunctlie and severallie, speciallic cōstitute, greitinge: Forsamekile as we ar credabillie informeit that thais persounes quhilkis hes laitlie borne armoure aganis our Soueranes in this last twinwlt, and in speciall the principallis quhais howsis ze haif in handis, ar to repair to the towne of Airc, quhair thai purpois to assemble thair haile power of new, and in speciale the commownes quhilk ar duelland in thais pairtis vpoune thair landis of the quhilk ze haif the howsis in keiping, and to that effect hes maid prevye warnyngis wnder silence of nycht and wthirwayis to thair tennendis to prepair thame in ther maist warlic maner, with all diligence, and to be rady vpoune ane houris warnyng, and gif ony of thame wantis armour to prepair the samyn, to that fyne thai may vpoune suddantie invaide the cuntrie and suppres our Soueraneis Lord and Lady thair liegis and auctorite: For evading of the quhilk, it is our will, and we charge zow straitlie and commandis that

incontinent, thir our lettres seyne, ze pas, and in our Soueraineis nayme, auctorite and myne, thair Luftennend Generall, and tak all and sindrie the armour and wappins fra the tennentis of the saidis conspiratouris landis, quhilkis duellis in the boundis wnder the housis ze haif in handis, and put thame in secure keiping, thair to remayne wnto sik tyme as we command to deliuer the samyn agane : And this in nawayis ze leif wdone, as ze will ansuer to ws thairvpone; the quhilk to do we commit to zow, coniunctlie and seueralie, our full power be thir our lettres, subscriuit with our hand and under our signet, at Glesgw, the xx day of September the zeir of God 1^m v^o and lxx zeiris.

MATHEW ERLI OF LEVENAX.

To my Lorde Erle of Eglintowne.

159. CHARGE by SIR JOHN COLQUHOUN OF LUSS to the BAILIES of Dum-barton, for defence of the country.—15th October [c. 1565.]

WILLIAM SMOLLAT and Wmpha Cwnighame, ballies of Dunbertene, forsamekill as I chargit zow of befor in our Souerane Lord and Ladeis name that ze caus the haill toun of Dunbertene to cum veill bodin, in feir of veir, to the hyll of Ardmoir, and thar to remane wytht the gentill men of the cost syd, wytht four dayis furnesing, for the releiff and veill of the cuntre and zoursellfis, and now as I am informet that my Lord Argyllis armye is to cum vpon the cuntre for harschip tharof : Tharfor, zit as of befor I charg zow, vnder all heast pane and charg, that ze and zour burgh, and the inhabitantis duelland tharin ma incur at our said Soueran Lord and Ladeis handis, that ze abyd and ramane at the said hyll of Ardmoir, vytht the cuntre folkis tharof, for suple and defenss of the haill cuntre round about, wytht the said four dayis furnesing, as ze vill answer tharupon wpon zour lyff, landis, and gudis ; and giff the army of Argyll cumis fordwart to pass wytht boittis to the townes of

Dunberten or Glasgow, I and the haill cuntre sall pass eftir thame for defenss tharof, certefeand zow that gif ze and zour comburgess of Dunberten passis away hame and vill nocht remane wytht the rest of the cuntre, ze sal be callit and accusit tharfor wytht all regor as efferis, als ze sall aduertiss the nychtboris of Glasgow and Ranfrew and causs thame ramane in the toun of Dunberten quhill thar four dayis furncsing be gane, and siclik caus the capitane of Dunberten to be diligent and valkryf that na boittis nor veshell wytht folkis gang by, and causs the schippis quhilk ar in the revar to schoit at thame in thar gangin by quhilk may aduertiss the haill cuntre round about, for thai intend to gang by in the nycht; and the castell to schut eftir thar aduertisment siclik; and this ze do as ze vill answer herupon, subscrivit vytht my hand at Rosdew this xv of October be

JHON COLQUHON of Lus, Knycht.

To the ballies of Dunberten.

160. GIFT by MATHEW EARL OF LENNOX to SIR JOHN STEWART of Mynto, of the escheat of Andrew Hay, parson of Renfrew.—12th Nov. 1565.

BE it kend till all men be thir present lettrez, ws, Mathow Erle of Lewenax, Lord Darnely, etc., Lieutenand Generall, etc., to haiff grantit and disponit, and be the tenour heirof gewis, grantis, and disponis to our rycht trest cousing, Schir Johnne Stewart of Mynto, knycht, his airis and assignais, the gift of the eschaett of all guidis, movable and unmovable, dettis, takkis, obligaciouns, sowmes of money, gold, siluer, coinzeit and uncoinzeit, cornis, cattell, actis, contractis, reuersionis, or ony teinds and vthir gudis quhatsumevir quhilk pertenis to Maister Andro Hay, parson of Ranfrow, and now pertenis to us as lieutenant generall foirsaid, be vertew of our commissione grantit to ws thairupone, throw the said Maister Andro being denuncit our Soverane Lord and Ladys rebell, and put to thair Hienes' horne, for his tressonable assisting,

airt and pairt taking with James Erle of Mwrray and his complices, thair Hienes' rebellis, as at mair lenth is contenit in thair Graces lettrez direct aganis the said Maister Andro thairupone: gewand, grantand, and committand to the said Schir Johnne Stewart, his airis and assignais, our full power to intromet, tak up the saidis eschaet, guidis, geir, and utheris abone wrettin, at thair awn handis quhairevir the samin can be apprehendit, and thairupone to dispoñe at their plesour; with all and sindre commoditeis, fredomes, asiamentis, and rychteus pertinentis quhatsumevir pertenyng or rychteusly auch[t] or sould pertene thairto, frelie, quietly, weill and in peax, but ony reuocatione, obstakle, or agane calling quhatsumevir. In witnes of the quhilk thing to thir our present lettrez of gift foirsaid, subscriuit with our hand, our seill is affixit, at Glasgow, the thwlf day of November, the zeir of God 1^m v^e and saxe fyve zeris. MATHEW ERL OF LEVENAX.

161. WARRANT by MARY QUEEN OF SCOTS to the CHAMBERLAINS of MATHEW EARL OF LENNOX of the Abbacy of Arbroath: 2d December 1565.

REGINA.

Thomas Crafwird, Maister John Houstoun, and Archibald Crafuird, chalmers and factouris to our darrest father, Mathew Erle of Lenox, of the Abasy of Aberbrothok: It is our will that ze decist and ceis fra wptaking of ony melis, fermes, fruttis, or dcwteis of the Abacie of Aberbrothok, quhill ze get ane new command fra ws, kepend this vreting for your warrand. Subscryuit with our hand at Edinburgh, the second day of December, the zeir of God 1^m v^e lxx zeris.

MARY

162. PROCURATORY by JOHN EARL OF ATHOLL to MATHEW DOUGLAS of Mains and others, as to the nonentry of the lands of Lennox, Dernelie, and others.—1565.

BE it kend till all men be thir present lettres, ws, Johnne Erll of Athoill, Lord Balueny, etc., donatour, and hevand be gift of our Souerane Lady to me, my aris and assignayis ane or ma, the nonentres, malis, fermes, proffettis, and dewitiis of all and haill the landis, lordschipis, and baroniis vnder specefiet : that is to say, the landis of the erldome of Leuenax, baith propertie and tennendrie ; the office of the schirrefdome of Dumbartane ; the landis, lordschip and baronie of Dernelie, Inchymane, Crukistoun, park and manis therof ; the landis of Neilstoun, the landis, lordschipis, and baroniis of Tarboltoun, Gawstoun, and Dreghorne ; the landis and baronie of Bathcatt ; the landis and baronie of Middel Kyntyr, baith propertie and tennendrie, with castellis, touris, fortalicis, mylnis, moultouris, woddis, fischingis, illis, lochis, tennentis, tennendriis, aduocatioun, and donatioun of the provestrie, prebendaris, beneficis, and chaplanairis of all and sindrie the saidis landis, lordschipis, and baroniis, of all zeris and termes bygane and to cum, specifit and contenit in the said gyft, as at mair lenth is contenit in the samin vnder the preve seill maid therupoun, off the dait the xxij day of Marche, the zeir of God 1^{re} v^e and lxiiij zeris, to haif maid, constitut, and ordanit, and be thir present lettres makis, constitutis, and ordanis our weil beloutis, Mathew Douglas of Manis, Master Willeam Houstoun, Thomas Stewart of Galstoun, and ilk ane of thame, conjunctlie and severallie, our very lauchfull vndowt and irreuocable procuratouris, actouris, factouris, and speceale erand beraris, to the effect vnder writin : Gevand, grantand, and committand to our saidis procuratouris, and ilk ane of thame, conjunctlie and severallie, our full, fre, plane powar, generall and speceall command, expres bidding and charge for ws, in our name, and vpon our behalf, to pas and mak lauchfull intimatioun to all and sindrie the

pretendit heritable possessouris, allegit fre tennentis, wassellis, occupyaris and intromettouris with quhatsoever erldome, landis, lordschipis, baroniis, officis, and vtheris abone writin, baith propertie and tennendrie, with aduocatioun, donatioun of the benefeis therof, and with the castellis, touris, fortalicis, mylnis, moultouris, pertis, pendiclis, pertinentis therof, and vtheris abone specifit, or ony part therof, dewlie and sufficientlie, as efferis, and to present and shaw the said gift maid to ws of the samin to thame and euery ane of thame, as accordis; and therupoun actis, instrumentis, and documentis to ask, tak, and rais, sua that thai nor nane of thaim sall pretend ignerance therthrow, in ony tyme heireftir; and generalie all and sindrie vther things concerning the premis to do, exerce, and vse, that to the office of procuratorie in sik cais of law or custome is knawin to pertene, or that we mycht do thairin our self and we war personalie present; ferme and stable haldand and for to hald all and quhatsumever thingis our saidis procuratouris, in our name in the premiss lauchfullie leidis to be done, vpon our honor and fidelitie. In witness herof we haif subscriuit thir presentis with our hand, and affixit our signet heirto at the day of the zeir of God 1^m v^c thre scor fyve zeris, befor thir witness.¹

JHONE ERLI OF ATHOLL.

163. PROCURATORY by MATHEW EARL of LENNOX for the redemption of certain lands.—26th September 1566.

BE it kend till all men be thir present lettres, me, Mathew Erle of Levenax, Lord Darnelie, to haif maid, constitute, and ordanit, and be thir presentis makis, constitutis, creatis, and ordanis honorable men, thay ar to say, Mathow Dowglass of the Manis, and ilk ane of thame, coniunctlie and seuerallie, my

¹ The witnesses are not inserted in the original.

verray lawchfull and indowtit procuratouris, actouris, factouris, and speciall erand beiraris; Gevand, grantand, and committand to my saidis procuratouris, and ilk of thame, coniunctlie and seuerallie, as said is, my verray full, fre, and plane powar, express bidding, command, and charge, for me, in my name, and wpone my behalf, to pas to the personall presence of Johne Colquhoun of Luss, Kneycht, and Williame Edmestoun of Duntreth, Johnne Colquhoun off Kilmerdonye, Adame Colquhoun off Blairwaddyth, Donald Campbell off Dronge, Beatrix Colquhoun, the relic of vnuquhile Colin Campbell of Ardinglass, and William Stirling, hir spous, for his entrest, and to ilk ane of thame respectiue; and failzeing thairof, to thair dwelling places, and thair lawchfullie to warne and charge the saidis personis respectiue, to compeir in the parroche Kirk of Dunbartane, wpone the tent day of Nouember nixt to cum, thair to ressaue the sowmes of money wndirspecifeet, for the lawchfull redemptioun and outquyting of the landis and mylnis wndir vrittin, conforme to the reuersiones grantit thairvpone to my predicessouris, heretable possessouris and proprietoris of the landis wnderspecifeet for the tyme, be the predecessouris of the saids Johne Colquhoun of Luss, Kneycht, and Williame Edmestoun of Duntreth, respectiue, and now, the samyn reuersionis pertenying to me as air and successour, be progres to the ressauearis thairof, that is to say, the said John Colquhoun of Luss, Kneycht, and the remanent persones abone specifcit, to ressaue, day and place fairsaidis, the sowme of sex hundreth markis money, for the redemptioun of the landis of Mawmoir, Mawbeg, Blairvarden, Forlingcaroche, and the Strone, extending to twentie mark land of auld extent, lyand within the schirefdome of Dunbartane; and als to ressaue, day and place fairsaidis the sowme of thre hundreth markis money, for the lawchfull redemptioun of the landis of Achingarth, with the Lairg, extending to awcht markis sex schillingis viij^d land of auld extent, and for the redemptioun of the landis of Achinvennalmoir, extending to five

markis land of auld extent, and for the redemptioun of the landis of Stokdow, Blarthangan, extending to threttie schilling land of auld extent, with thair pertinentis; and als to ressaue the sowme of sex hundreth markis money, day and place foirsaid, for the lawchfull redemptioun of the landis of Latrow-almoir, Stukindaf, Durling, exteuding to fiftene markis land of auld extent; and als to ressaue the sowme of four scoir markis money, in gold and syluer, for the lawchfull redemptioun of the mylne callit the Aldawmill, with the mylne landis, howss, and bigginis in Lutrowall, with multuris and knef-chippis perteyning thairto, bayth propirtie and tennendrie, conforme, and eftir the tenore of the reuersiounis grantit thairvpone wpone the fair nameit landis and mylnis; the saidis Williame Edmestouue of Dintreth to ressaue the sowme of sax hundreth markis money, for the redemptioun of the landis of Balloche and mylne of the samyn, exteuding to ten pund land of auld extent, all lyand in the erledome of Levenax, within the shirefdome of Dunbartane, and wpone the premonitiounis and warneiugis foirsaidis, instrumentis and documentis to tak, ask, lift, and rais, protestatiounis to mak, and generallie all aud sindrie wthir thingis to do, vse, hawnt, and excers, that to the office of procuratorie in sik caisis pertenis, or that of the law or consuetud of this realme is knawin to pertain; and gif ane mandat mair speciall be requirit, quhat that I myght do, and I war present in propir persone: firme and stable haldand, and for to hald, all and quhatsumeuir thingis my saidis procuratouris, or ony of thame, in the premiss rycheouslye leidis to be done, vnder the paine aud obleissing of all my gudis, movable and vnmovable, present, and to cum. In wituess of the quhilk to thir presentis, subscriueit with my hand, my signeit is affixit, at Dunbartane, the xxvj day of September, the zeir of God 1^m v^c lxvi zeiris; befor thir witnes, Lawrence Neisbit, Sir Williame Tod.

MATHEW ERL OF LEVENAX.

164. PRECEPT of CLARE CONSTAT by HENRY KING OF SCOTLAND and MATHEW EARL OF LENNOX in favour of ARTHUR DARLEITH of that Ilk.—16th January 1566.

HENRICUS, Dei gracia Rex Scotorum, dux Albanie, comes Ross et Leuenax, ac dominus superior terrarum subscriptarum, etc. assensu nobilis et potentis domini, Mathei comitis de Leuenax, charissimi patris nostri, dilectis nostris et eorum cuilibet coniunctim et diuissim, balliuis nostris in hac parte specialiter constitutis, salutem : Quia nobis clare constat per auctentica documenta nobis ostensa, quod quondam Johannes Darleyth de eodem, pater Arthuri Darleyth de eodem, latoris presentium, obiit ultimo vestitus et sasitus, vt de feodo, ad pacem et fidem supreme domine nostre Regine de omnibus et singulis terris de Darleyth extendentibus ad quinque libratas terrarum antiqui extentus cum suis pertinentiis, iacentibus in comitatu de Lenevax, infra vicecomitatum de Dunbertane ; et quod dictus Arthurus est legitimus et propinquior heres eiusdem quondam Johannis, sui patris, de omnibus et singulis predictis terris ; et quod est legitime etatis ; et quod de nobis tenentur in capite tanquam dedomino superiori predictarum terrarum : Vobis igitur et vestrum cuilibet firmiter precipimus et mandamus, quatenus visis presentibus, indilate sasinam, statum hereditarium, ac possessionem realem, actualem, et corporalem omnium et singularum predictarum terrarum de Darleyth, extendentium vt supra, cum suis pertinenciis, per deliberacionem terre et lapidis prefato Arthuro Darleyth de eodem, vel suo certo actornato, latori presencium, iuste deliberetis et haberi [fáciatis] secundum tenorem antike infeodacionis, etc. : Et hoc nullo modo omittatis. Ad quod faciendum, vobis et vestrum cuilibet, balliuis nostris in hac parte, nostram plenariam potestatem tenore presencium committimus potestatem. In cuius rei testimonium sigillum nostrum presentibus est appensum, vnacum nostra subscripcione manuali,



vnacum subscripcione ac sigillo charissimi patris nostri,
in signum sui consensus, apud Glasgow, decimo sexto die
mensis Januarij anno Domini millesimo quingentesimo
sexagesimo sexto.

MATHEW LEVENAX.

165. PROCURATORY by MATHEW EARL OF LENNOX to THOMAS CRAWFURD of
Jordanhill.—12th January 1568.

BE it kend till all men be thir present lettres, we, Mathew Erle of Lenox,
Lord Dernley, to haif maid, constitute, and ordanit, and be thir present lettres
makis, constitutis, and ordanis our weilbeloutis seruitouris and frendis,
Thomas Crawford of Jordanehill, , coniunctlie and seueralie, oure
verie lawfull vndoubtit and irreuocable procuratouris, actouris, factouris, erand
berairis, and speciall messengeris: gevand, grantand, and committand to
thame, coniunctlie and seueralie, oure verie full, fre, and plane power, speciall
command, expres bidding and charge, for ws and in oure name, to compeir
befoir quhatsumeuir juge or juges, spirituell or temporall, within the realme
of Scotland, in quhatsumeuir caus or causs movit or to be movit be ws, or
aganis ws, at quhatsumeuir day or dayis quhen and before quhome oure
actionis and causs sal happin to depend or be movit, athir be ws or aganis
ws, to do, persew, follow, and defend oure richtis, and ressonis to schaw, oure
absence to excuse, litiscontestatioun to mak, the aith of suithfastnes in oure

name to gif, and ask be gevin, exceptionis, delatouris, declinatouris and peremptouris to produce and allege, and aganis ws productit and allegit to except and impung, domes, interloquoutouris, decretis, and sentences, to ask and heir be gevin, and fra the same, gif neid beis, to reclame and appeil; protestationis to mak, actis, instrumentis, and documentis to ask, lift, and rais; and generallie, all and sindrie utheris thingis to do, exerce, and use, that to the office of procuratory in sic caiss of law or consuetude of the realme of Scotland is knawin to pertene, or that we oureselfe mycht do thairin and we wer present in proper persoun: firme and stable halding and for to hald all and quhatsumevir thingis oure saidis procuratouris in oure name in the premiss lauchfullie leidis to be done, vnder the pane and obligatioun of all oure guidis movable and vnmovable, present and to cum. In witnes of the quhilk thing to thir oure lettres of procuratorie, subscriuit with oure hand, oure seill is affixt, at Hampton court, the twelft day of Januar, the zeir of God 1^m v^e thre scoir aucht zeris; befor thir witness, Laurence Nysbett, William Mompessoun, Thomas Crawford of Jurdanhill, and Thomas Neilsoun, oure seruandis, with utheris diuers.

MATHEW LEVENAX.

166. MATHEW FOURTH EARL OF LENNOX to his COMMISSIONERS in Scotland.

5th May 1569.

To our Commissionaris and otheris havand powar of ws in Scotland, greting: It is oure will that ze nowthir trouble nor molest in ony sorte oure sarvand Thomas Craufurd in peceable brouking of that thing quhilk he hes of ws without oure speciale command had thairvnto. Be this writting subscriyvit with oure hand, at London the, vth of Maye 1569.

Your lovyng frend,

MATHEW LEVENAX.

167. LETTER by KING JAMES VI., with consent of MATHEW EARL OF LENNOX, Regent, for the surrender of the Abbey and Place of Paisley to THOMAS CRAWFURD.—15th February 1570.

JAMES, be the grace of God King of Scottis, to oure louittis, messengeris, oure schireffis in that part, coniunctlie and seueralie, specialie constitute, greting : Oure will is, and with aulse and consent of oure dearest guidschir, Mathow Erll of Levenax, Lord Dernlie, our lauchfull tutour and Regent to ws, our realme, and liegis, we charge zow straitlie, and commandis, that, incontinent thir oure lettres sene, ze pas, and in oure name and autoritie command and charge all and sindry personis, keparis, detenaris, and withaldaris of oure Abbay and Place of Paslay, to rander the samyn, with thair awin personis, in the handis of Thomas Craufurde, as in oure will, togidder with all and sindry the gudis and geir being in the place the tyme of thair intromissioun, and spuilzeit in the cuntre about sen syne ; or ellis to rander and put in the handis of oure said dearest guidschir and regent, Robert Lord Sympill, togidder with the said Place, betuix the dait heirof and the morne, the xvj day of this instant, be ten houris afoir none : At quhilk tyme, we and oure said dearest guidschir declaris oure will be thir presentis, that the personis detenaris of the said House sal haif all thair lyffis saif and be put to liberte, except sa mony as ar suspectit of the murthour of umquhile oure dearest fader of worthie memorie, quha, eftir assyis tholit be thame, as thai happin to be fund culpabill or innocent, sal haif iustice ministrat to thame, conforme to the lawis of our realme : Certifeing thame gif thai failze, the said tent hour being bipast, thay sal be na forder hard nor favour schawin to thame heirefter, bot usit and demanit as tratouris with all extremitie, according to iustice, as ze will anser to us thair-upoun : The quhilk to do we commit to zow, coniunctlie and seueralie, oure full power be thir our lettres, delivering thame be zow dewlie execute and

indorsat agane to the berare. Gevin vnder oure signet and subscriuit be oure said dearest guidschir and regent, at Glasgow, the xv day of Februare, and of oure regne the ferd zeir 1570.

MATHEW REGENT.

168. INVENTORY of the Furniture of the house of Inchinane—[*Circa* A.D. 1570.]

THE INVENTOUR of the Geir and Inspreytht of the Place of Inchynnane.

Item, in chapell ij Mess buikis. Item, ane ymage of the babe Jesus. Item, kaist ymage of our Lady, and ane grit ymage witht ane ymage of Sanct Anne. Item, ane litill ymage of ewir bane that stuid apone ane chandlar. Item, in the chapell chalmer, ane stand bed, ane press, ane comptur, ane buffit stuill, and ane litill cheyr. Item, in galrye chalmer, ane press and lang saidill bed. Item, in laicht chalmer onder the chapell, ane stand bed and press. Item, in laicht chalmer onder the galrye, ane stand bed, ane lang kyst witht letteris. Item, in the ladnar wnder the keching, iiij ladnar fattis, ij pottis, ane les and ane mair. Item, in the garnal wolt, ane garnall. Item, in the aill sellar, ane auld kyst, ane mask fat, ane gyll fat. Item, in the laicht grit chalmer, ane grit comptur, ij stand beddis, ane gryt schryn, ane lang saidill, ane fwrn, ane kyst, ane cheyr. Item, in myd chalmer, ane stand bed, ane litill comptburd witht ij kaistis. Item, in the est chalmer, ij stand beddis. Item, in the est chalmer, auent the zard zet, ane stand bed. Item, in the hall, ij burdis, furnist witht furnis, ane grit comptour, ane hart horn, ane bwrde witht ij kaistis that stuid befor the fyir, ane furme. Item, in heyt grit chalmer, ane stand bed, ane schort almory, ane lang saidill, ane furme, ane braid syt burd, ane cheyr, ane hyngand chanlar of brass caruit werk. Item, in myd chalmer, ane stand bed, ane comptour, ane furme. Item, in benner chalmer, ane stand bed. Item, in the keching, ane back stuill, ane dressar burd.

MEMORANDUM, thir ar the chalmeris withtin the Place.

ITEM, the twrnpyk dur, lok and ke. Item, the chapell dur, lok and ke. Item, the chapell chalmer, witht lok, ke, and sloit. Item, the chalmer onder the chapell, lok and ke. Item, the stabil dur, lok and ke. Item, the chalmer onder the west galry, lok and ke. Item, the ladnar, lok and ke. Item, the aill sellar, lok, ke, and sloit. Item, the stair dur of the win sellar, lok and ke. Item, the myd dur, betuix the aill sellar and the win sellar, ane yrne sloit. Item, the laicht grit chalmer, lok and ke. Item, the myd dur, lok and ke. Item, the myd dur betuix the myd chalmer and the est chalmer, ane irne sloit. Item, the est chalmer lok, ke, and sloit. Item, the chalmer nixt the zard zet, lok, ke, and sloit. Item, the butt dur, with lok, ke, and sloit. Item, the wardropt on the southt part, lok, ke, and sloit. Item, the chalmer dur abwin the hall, lok, ke witht sloit. Item, the myd dur, witht irne sloit. Item, the dur that gais vp at the trap heid fra the hall dur sloit. Item, the zard zet, lok, ke, and sloit. Item the Porter luge, lok, ke, and sloit. Item, the forzet, lok, ke, and sloit. Item, the myd dur betuix the chapell chalmer and the galrye, ane throwcht lok, witht ane yrne sloit. Item, the stair dur of the chapell chalmer, lok and ke. Item, the pantre dur, lok and ke. Item, the kechin dur, lok and ke. Item, the dur of the sutht grit chalmer, lok and ke. Item, the myd chalmer, ane irn sloit. Item, the est chalmer dur, lok and ke. Item, the stair dur of the myd chalmer, lok and ke, witht sloit. Item, the est galry dur, lok, ke, and sloit.

The irne work of Inchmuryne in the Lard Gyleruchis handis, witht the keis of Crewxston and Inchenane.

Dorso.—The Inventur of the graithe in Inchinane, withe the auld rotten papistrie thairin.

169. WARRANT by KING JAMES the VI., with consent of MATHEW EARL OF LENNOX, Regent, for a charter of Bathcat to LAURENCE NEISBIT.—
A.D. 1571.

OURE Souerane Lord, as Erle of Levinax, and superiour of the landis vnder-writtin, with auise and consent of his Maiestie's dearest guidschir, Mathew Erle of Levinax, Lord Darnelie, his Maiestie's lauchfull tutoure, and Regent to his Hienes, his realme and liegis, ordanis ane charter to be maid vnder the greit seill, in dew forme, to his louit familiar servitour Laurence Neisbit, his airis and assignais, off all and haill the twenty pund land of auld extent of Bathcat, with the touris, fortalices, mylnis, woddis, fischingis, lochis, tenentis, tenandrijs, and seruice of fre tenentis, and all thair pendicles and pertinentis, liand in the schirefdome of Renfrew, be annexatioun : quhilkis landis, with the touris, fortalices, mylnis, woddis, fischingis, lochis, tenentis, tenandrijs, seruice of fre tenentis, and all thair pendicles and pertinentis, pertinit heritable of befor to Alexander Hammyltoun, suntyme of Innerwik, and now ar becum in his Hienes handis be ressoun of escheit, throw the proces of forfaltour, ordourlie led aganis the said Alexander, for certane crymes of tressoun and lese maiestie committit be him, of the quhilkis he was convict in parliament, as the processe and dome of forfaltour led aganis him, at mair lenth proportis : To be haldin and to be had, all and haill the said twenty pund land of auld extent of Bathcat, with the touris, fortalices, mylnis, woddis, fischingis, lochis, tenentis, tenandrijs, seruice of fre tenentis, and all thair pendicles and pertinentis, to the said Laurence Neisbit, his airis and assignais, of oure Souerane Lord and his successouris, in fee and heritage for euir, be all richt marches and diuises, as the samyn lyis in lenth and breid, in housse, biggingis, woddis, planis, etc., mylnis, multeris, etc., halking, hunting, fisching, etc., with court, plent, herezeld, bludwite, and marcheit, vulawis, amercia-

mentis, and escheitis of the saidis courtis, with commoun pasture, fre ishe
and entre, and with all and sindre vtheris commoditeis, fredomes, etc., als
frelie, etc., as the said Alexander Hammyltoun, or ony vtheris his predices-
souris, had and broukit the saidis landis, with the pertinentis, befor the
said forfaltour, but ony revocatioun, etc. : Gevand thairfore zeirlie, the said
Laurence Neisbit, his airis and assignais, to oure Souerane Lord and his
successouris, richtis and services aucht and wont to his Hienes, of the saidis
landis, with the touris, fortalices, mylnis, woddis, fischingis, lochis, tenentis,
tenandrijs, and service of fre tenentis thairof, and thair pertinentis, befor the
said forfaltour, alanerlie : and that preceptis be direct ordourelie heirupoun,
with extensioun of all clauss necessair. Subscriuit be the said Lord Regent,
at the day of the zeir of God
1^m v^c thre scoir eleuin zeris.

M. J. G. B. G. m.
grub

170. SIGNATURE by KING JAMES VI. to ESME STEWART, LORD OBEYNIE, of the
Abbacy of Arbroath.—*Circa* October 1579.

OURE Souerane Lord vnderstanding that his hienes deir cousing, Esme Stewart off Obeynie in France, hes for the guid, feruent, and naturall affectioun quhilkis he hes borne and beris towartis our said Souerane Lordis persoun, honour, estait, and commoun weill off his realme and liegis thairoff, vpoun grit danger of his lyfe, with grit chargis, expenss to the hurt of his leving in France, his wyff and childrin cumand throw the seis to wesie our said Souerane

Lord, and to await and attend vpone his seruice : Thairfoir his hienes, accord-
ing to his deutie, being off guid will and mynd to gratefie his said cousing
anentis the premiss, and to gif occasioun to him to continew and perseweir in
his guid will and seruice to his hienes in tyme cuming, ordanis, with auise of
his secreit counsall, ane lettre to be maid vnder his hienes grit seill in the
mair forme to the said Esme Stewart of Obeny, his hienes neir cousing foir-
said, off the gyft off his hienes' benefice and abacie off Abirbrothok, and
off all lordschippis, baroneis, landis, rovnes, possessionis, kirkis, personagis,
vicaragis, teindschewes, vtheris teindis, myllis, fischeingis, houss, places,
biggynnis, orcheardis, zardis, mailles, fermes, kaynis, custwmes, donatioun off
benefices, emolumentis, prouentis, and rentis quhatsumever pertening and
belanging to the said abacie of Abirbrothok and patrymonie thairoff vsit and
wount off auld, for all the space and dayis of his hienes cousingis lyfetyme,
his entres to the samyn to begin and to be at the day off the dait off thir
presentis ; with power to the said Esme Stewart of Obeny forsaid be him
selff, as abbot and commendatour of the said abacie, his factouris, chalmer-
lanis, and seruitouris, in his name, frelie and peceable to entir to the posses-
sioun, bruiking, and ioising off the said abacie, lordschippis, baroneis, landis,
kirkis, and vtheris pertening and belanging to the samyn, and haill patry-
monie thairoff ; intromet, vptak, and ressaue the haill mailles, fermes, teind-
schewes, vtheris teindis, kaynis, custwmes, emolumentis, proffettis, and deuteis
quhatsumever, spirituall and temporall, pertening to the said abacie fra the
fewaris, rentellaris, takismen, parochinaris, fermoraris, possessouris, and occu-
piaris quhatsumever off the samyn, zerlie and termelie during our said
cousingis lyfetyme : to gif acquittances and dischargis thairvpone, quhilkis
sall stand sufficient and lauchfull to the ressauaris thairoff, togidder with the
rycht and preuelege off the regalitie off the said abacie to mak, creat, and
constitute bailleis off regalitie, vther bailleis, officiaris and membris of court,

to fence, sett, and hald court plaintis, and to vse and exerce all vther thingis be setting off fewis, rentallis, takkis, assedationis, and vtheris tytillis off landis, teindis, rovmes, possessionis, pertening to the said abacie in all behalffis, siclyk and als frelie as ony vther abbot or commendatour off the said abacie hes ever bene in vse, bruikit, joisit, or possedit the samy in ; makand, creatand, and constituand his said cousing commendatour of the said abacie during his lyfetye, as said is : With command and charge in the said gyft to all and sundrie the fewaris, rentellaris, taxismen, fermoraris, parochinaris, occupiaris, and possessouris off landis, kirkis, and rovmes quhatsumeuer pertening and belanging to the said abacie and patrymonie thairoff, quhaireuer thay ly within this realme, present and to cum, to redelie anser, intend, obey, and mak thankfull payment zerlie and termly off thair mailles, fermes, teindis, kaynis, custwmes, emolumentis, fruitis, rentis, and deuteis quhatsumeuer pertening and belanging to the said abacie, to the said Esme, his Hienes neir cousing forsaid, maid and constitute commendatour as said is, his chalmerlanis, factouris, and seruitouris in his name, during his lyfetye and to nane vtheris ; commanding and chargeing in the saidis lettres the Lordis of his Hienes Counsale and Sessioun to grant and giff lettres and executoriallis, in the four formes or vtherwayis, for causing of his Hienes cousing foirsaid, his chalmerlanis and factouris in his name, to be redelie anserit, obeyit, and payit off the mailles, fermes, kaynis, custwmes, teindis, fruitis, and rentis of the said abacie quhatsumeuer, pertening and belanging to the patrymonie thairoff zerlie and termly in tyme cuming, during his lyfetye, in the maist ample and scharp forme vsit in sik caiss : Attoure our said Souerane Lord, with avise and consent foirsaid, will and grantis, and for his Hienes and his successoris, decernis and ordanis that this his Hienes gyft and prouisioun maid and grantit be him off the foirsaid Abacie of Abirbrothok and haill proffitt and patrymonie thairoff forsaid, to the said Esme Stewart his cousing forsaid

for his lyfetyme, as said is, is now, and sal be heirefter in all tymes cuming off als grit strenth, force, and effect to him for bruiking, joising, and posseding of the said abbacie and proffittis off the samin, induring his lyfetyme, as geve he had bene provydit thairto be bullis and prouisionis in the Court of Rome be the ordour obseruit therin for the tyme, befoir the actis, lawis, staitutis and constitutionis maid in the contrair and in derogatioun thairroff: anentis the whilkis and all faultis, querellis, and inconuenientis that may follow or succeid thairupoun, oure said Souerane Lord, with awis forsaid for his Hienes and his successouris, dispensis for euer be thir presentis: And that the said lettre be extendit in the largest forme, with extensioun of all clauss necessar and preceptis direct ordourlie heirvpone as efferis. Subscriuit be oure said Souerane Lord at the day off the zeir of God

1^m v^e zeris.

JAMES R.

E. ERGYLL.

LEUINAX.¹

PATRIK L. LYND SAY.

WCHELTRE.

R. DUNFERMLING.

171. TESTAMENT OF DAME ANNE DE LA QUEULLE, widow of John Stuart,
Lord of Aubigny.—4th December 1579.

PARDEUANT Francoys Pelerin, notaire royal au siege et ressort de Concorsault, fut presente Dame Anne De la Queulle, vefue de deffunct hault et puissant seigneur, Messire Jehan Stuart, en son viuant cheuallier seigneur d'Aubigny, la Verrerie et le Crotet, gentilhomme ordinaire de la chambre du roy, estant au chastel de la Verrerie, en la garderobbe de la chambre ou elle couche, sayne de penssee, bons propoz, memoire, et entendement, comme par ses gestes, parrolles, et maintien est aparau a moy notaire; laquelle considerant que briefs sont les

¹ Original signature partly defaced.

jours de toute humaine creature, et que deceder luy conuient de ce mortel monde en l'autre, ne sachant l'heure ny comment ; par quoy, ne voullant deceder intestate, mais, tandis que sens et raison sont en elle, vouldoir, au salut de son ame, disposer des biens temporels que Dieu par sa sainte grace luy a prestes, et enuoyes en ce dict mortel monde, auroiet et a faict ordonne et dispose son testament et ordonnance de derniere volonte, en nom du pere, du fils et du benoist Saint Espriet, Amen, en la forme et maniere qui s'ensuiet :—

Premierement, comme bonne et vraye catholique, a recommande et recommande son ame, quant de son corps partira, a Dieu le createur, a la benoiste glorieuse Vierge Marie, mere de Dieu, a Monsieur Saint Michel ange, a Madame Sainte Anne, dont elle porte le nom, a Messieurs Saint Martin et Saint Marceau, patrons des eglises du dict Aubigny et d'Oizon, dont elle est parroissienne, et a tous les saints et saintes, et generallyment, a toute la benoiste court celleste de paradis.

Item, Veult et ordonne que toutes ses debtes qui se trouueront estre loyaulment deues soient payees, ensemble celles de deffuncte Dame Anne d'Espinay sa mere, mesmes celles cy apres declairees.

Item, Veult et ordonne son corps estre inhume et en sepulture en l'eglise du dict Aubigny, pres la fousse du dict deffunct seigneur d'Aubigny son mary ; son coeur, en l'eglise du dict Oizon, au deuant du grant autel, et ses antraillies, au grant cymetiere du dict Aubigny, au pied de la croix, qu'elle veult et entend qu'elle soit refaict de pierre a ses despens, et l'ymage du crucifix faict et esleue dessus la dicte croix, et au costez d'icelle les ymages de la glorieuse Vierge Marie, mere de Dieu, et celluy de Monsieur Saint Jehan l'Euangeliste, et au pied celluy de Sainte Marie Magdalene ; et son dict corps, coeur, et entrailles conuoyez, assauoir, son dict corps et entrailles depuys l'entree des forsbourges du dict Aubigny, jusques en l'eglise du prieure du dict Aubigny, et de la dicte eglise du dict prieure, en l'eglise du dict Aubigny ; et encores ses dictes entrailles

de la dicte eglise du dict Aubigny jusques au dict grant cymetiere, tant par les cure et gens d'eglise du dict Aubigny que d'Oizon, que aussi des habitans du dict lieu qu'il leur plaira y assister ; et que au conuoy de son dict corps y aiet treize torches et treize cyerges de cyre d'une liure chascune des dictes torches et cyerges qui seront portez par les pauures : Et son dict coeur, depuys l'entree du bourg du dict Oizon jusques en l'eglise du dict lieu, par messieurs les cure et autres gens d'eglise et habitans du dict Oizon, qui voudront aussi y assister, et portez par les paouures, a quoy il y aura aussi six torches et six cyerges de cyre de demye liure chascun d'iceulx qui seront pareillement portez par les paouures ; Le tout sans aulcunes pompes, chappelle ardente, sainture d'eglise, banquet, ny despence, non plus que a vne simple personne, le jour qu'elle sera ensepulture, ne aussi a la quarentaine, bout de l'an, ny autres jours. Et neantmoins, veult et ordonne, que le jour de son obiit soit dict, en la dicte eglise d'Aubigny, les exaudiz, vigilles et vespres de morte, vng libera, le salut de nostre dame et trois grandes messes haultes, l'une du Saint Esprict, l'autre de nostre dame, et la derniere, de requiem et lugentibus, a diacre, soubdsdiacre, quatre chappes, avec quinze offertes de pain, vin, et chandelle a chascune des dictes messes ; et encores a la fin de la derniere d'icelles soit dict vng libera et salut de nostre dame, et que mesme service soit fait au dict Oizon, le jour que son dict coeur sera enterre. Et pourtout ce que dessus paye scauoir est a messieurs les curez du dict Aubigny et d'Oizon, et aux relligieux du dict prieure d'Aubigny leurs droicts accoustumez ; et pour leurs conuoi, et des autres gens d'eglise qui y assisteront, soit estrangers, ou autres, a chascun d'eulx quinze sols tournois pour vne foys payer ; et, oultre, a ceulx qui cellebront la messe a l'intention de la dicte dame, a chascun d'eux, cinq sols tournois, et aux paouures qui auront porte son dict corps, coeur et entrailles, a chascun d'eulx quinze sols tournois aussi pour vne foys payer ; et a ceulx qui auront porte les dictes torches et cyerges, a chascun d'eulx dix sols tournois pour vne foys payer.

Item, veult et ordonne que, le lendemain de son obiit il soiet dict mesme service que celluy de son obiit, pour sa quarentaine, et le troiesme jour semblable service pour son bout de l'an, et que le luminaire susdict y soiet employe ; et, si les luminaires ne pouuont suffire qu'il en soiet achapte d'autre de mesme pesanteur et paye pour les dictz seruices ce quel apartiendra ; et aux presbytres estrangers qui assisteront aus dictz seruices et qui cellebront la sainte messe, a chascun d'eulx dix solz ; et aux paouures qui auront tenu les dictes torches et cyerges a chascun cinq sols tournois.

Item, veult et ordonne que le jour de son dict obiit, quarentaine, et bout de l'an il soiet baille et distribue aux paouures a chascun des dictz jours la somme de six escuz et deux tiers d'escu sol pour vne foys payer.

Item, veult et ordonne que le jour que son dict cœur sera enterre au dict Oizon qu'il soiet baille et distribue aux paouures trois escuz et tiers d'escu sol, pour vne foys payer.

Item, veult et ordonne qu'il soiet dict et cellebre, en l'eglise du dict Aubigny, vne messe haulte de requiem, a diacre et soubsdiaque, et deux chappes, avec offerte de pain, vin et chandelle, vng libera, et vng salut a la fin d'icelle, par chascun jour durant vng an, a commencer le lendemain de son bout de l'an, et paye pour iceulx ce qu'il apartiendra.

Item, veult et ordonne qu'il soiet dict et cellebre deulx seruices par chascun an a perpetuel ; l'un, le dernier jour de Maij, a l'intention du dict deffunct seigneur d'Aubigny, son mary, et l'autre a son intention, a pareil jour qu'elle deceddera ; a trois grandes messes, l'une du Saint Esprit, l'autre de Nostre Dame, et la derniere, de requiem et lugentibus, a diacre [et] soubsdiaque, quatre chappes, avec trois offertes de pain, vin et chandelle ; et a la fin de la derniere des dictes messes, vng libera et salut de nostre dame, vespres de mortes, vigilles et laudes qui se diront le jour de deuant chascun des dictz seruices, a l'heure de vespres, avec vng libera et salut de nostre dame ; et que durant les dictz

services, vigilles, laudes, vespres, il soiet allume huict cyerges, quatre au grant autel, et quatres autres sur sa sepulture ; et que les dictz services soient sonnez en la maniere acoustumee, et donne aulmoisine aux paouures, a chascun des dicts seruices, la somme de trente sols tournoiz ; et outre, veult et ordonne qu'il soiet dict par chascun Dymanche a perpetuel, et les festes d'Ascension, Natiuite de nostre Seigneur, et des Notres Dames et jours de Tous Saints, vng salut de nostre dame, et vng libera. Et le Jeudy absolut a l'heure de huict heures du soir Ave verum, Vexilla regis prodeunt, Stabat mater, et le salut de Sancta Maria et vng libera ; Et que les marigliers de l'eglise du dict Aubigny sonnent les sermons de l'auant et caresme et autres jours depuys le deceps de la dicte dame a perpetuel, a l'heure que les dicts sermons ont accoustume estre sonnez ; Et combien que le dict deffunct seigneur d'Aubigny, et la dicte dame testaresse feussent chargez des trois quatres parties de la fondation que a faicte la deffuncte dame Mareschalle d'Aubigny, seur de la dicte dame testateresse, d'une messe basse, vng salut, et vng libera, qu'elle a ordonne estre dictz en la dicte eglise d'Aubigny par chascun jour a perpetuel, ensemble vng service general par chascun an a perpetuel, le jour qu'elle est decedee, a trois messes haultes, diacre et sousdiacre et quatre chappes, et autant de messes basses que se trounera de presbytres en la dicte eglise avec vng donnee, le dict jour, de vingt liures : Et que le Sieur Marquis de Canillat comme heritier de deffuncte Dame Catherine de la Queulle sa mere, seur de la dicte dame testateresse, soiet tenu de l'autre quarte partie ; neantmoins, veult et ordonne la dicte dame que les dictes messes et seruices soietz dictz et celebrez, selon que la dicte Dame Mareschalle la ordonne par son dict testament, detant que la dicte aulmoisine n'a oncques este faicte, ny les dictes messes dictz et celebrez entierement ; et aussi afin que l'intention de la dicte dame soiet accomplie, et la dicte dame testateresse participante aux prieres qui se font ordinairement en la dicte eglise : Et pour ce faire, la dicte dame testaresse a donne et donne

a la dicte eglise d'Aubigny tant pour la dicte fondation et choses cydessus mentionnees de la dicte Dame Mareschalle d'Aubigny que seruices et autres choses fondees et ordonnees par le present article par la dicte dame testateresse que les procureurs de la fabrice de l'eglise d'Aubigny feront dire et celebrier en la dicte eglise d'Aubigny, la somme de quarente cinq escuz et tiers d'escu sol de rente a prendre chascun an par les dictz procureurs es jours de Noel et Saint Jehan Baptiste par moiete, sur les tres justices et seigneuries de Croizy, Peausoloux et les Vauurnis appartenances et d'iceulx appartenans a la dicte dame ; Laquelle a oblige et ypotheque oblige et ypotheque les dictes terres au payement et continuation de la dicte rente, rachaptable de la somme de cinq cens cinquante escuz sol, pour vne foys payer : En quel cas de rachapt, les dictz procureurs employeront la dicte somme de cinq cens cinquante escuz en achapt de pareille somme de quarente cinq escuz et tiers d'escu de rente ; de laquelle rente les dictz payeront et bailleront chascun an vng escu sol, aux marigliers de la dicte eglise d'Aubigny qui sonneront les dictz sermons ; et le surplus sera par eulx employe a faire les dictes aulmosnes et dire les dictz seruices, messes et choses, susdictz : Et sans prejudice aus dictz procureurs de pouoir contraindre le dict Seigneur Marquis de Canillat a satisfaire a la dicte fondation de la dicte Dame Mareschalle, pour sa dicte quatre partie que la dicte dame testateresse entend estre employee a faire dire et celebrier les seruices, tant a l'intention de la dicte deffuncte Dame Mareschalle que d'elle, en cas que les dictz procureurs en puissent auoir payement du dict Sieur Marquis : Et, oultre, la dicte dame a donne a la fabrice de la dicte eglise d'Aubigny la somme de cinq escuz et demy sol de rente a prendre sur la dicte terre de Croizy, Peausoloux et Vauurnis rachaptable de la somme de soixante six escuz et deux tiers d'escuz sol, laquelle rente les dictz procureurs de la fabrice de la dicte eglise d'Aubigny seront tenuz bailler et deliurer, chascun an, au prestre qui celebra la sainte messe par chascun jour a la chapelle du dict chastel de

la Vererie pour entretenir la lampe de la dicte eglise d'huile de noix, nuict et jour; et en cas de rachaptre la dicte rente, employer les deniers prouenans du dict rachapt en autre rente pour l'effect que dessus.

Item, seront aduertiz messeigneurs de la Queulle, que le seruice que la dicte dame a fonde estre pour eulx dict chascun an, en l'eglise du dict lieu, a son intention, la dicte dame veult et entend que apres son deceps il soit dict et celebre, en leur dicte eglise, chascun an, le cinquiesme jour de Septembre, que decedda deffuncte dame Anne d'Espinay sa mere, pour, et au lieu d'un autre seruice que la dicte dame d'Espinay sa mere a ordonne par son testament estre dict et celebre, en la dicte eglise, le dict jour, d'autant qu'elle a ordonne autres seruices estre dictz, a son intention, en l'eglise du dict Aubigny comme il est emplement cydessus declaire, et sans toutes foys toucher a la messe et autres sufrages qu'elle a ordonnez estre dictz par les dictz de chapitre, tant a l'intention du dict deffunct seigneur d'Aubigny son mary que d'elle, par la dicte fondation qu'elle veult et entend estre dictz et continuez par les dictz de chapitre, dont, pour la dicte fondation, elle a faict assignat de la portion qu'elle auoit en la montaigne du Raiza de la Queulle, de la quelle ils ont joy et joissent par leurs mains.

Item, donne a l'eglise du dict Aubigny son manteau de velloux noir, pour faire vne chappe pour ayder le seruice des trespassez detant qu'il n'y en a que vne en la dicte eglise, et oultre, donne a la reparation de la dicte eglise somme de trente trois escuz et tiers d'escu sol, pour vne foys payer.

Item, donne pour ayder a reparer la chapelle de Maladrerie du dict Aubigny, la somme de dix escuz sol pour vne foys payer.

Item, donne la somme de six escuz et deux tiers d'escu sol aussi pour vne foys payer, pour ayder a reparer l'eglise du prieure du dict Aubigny.

Item, veult et ordonne qu'il soit baille a l'hostel Dieu du dict Aubigny, pour ayder a reparer les bastimens d'icelluy hostel, pareille somme de six escuz et deux tiers d'escu sol.

Item, a la reparation de l'eglise du dict Oizon, la somme de seize escuz et deux tiers d'escu sol pour vne foys payer.

Item, a la reparation de l'eglise saint Siluyn des Auerdines la somme de six escuz et deux tiers d'escu sol, aussi pour vne foys payer.

Item, a la reparation de l'eglise du dict Croizy, pareille somme de six escuz et deux tiers d'escu.

Item, aux relligieuses de sainte Olive de Bourges et de Gien, a vng chacun couuent, huict escuz et tiers d'escu sol, pour vne foys payer.

Item, a treize paoures filles des plus necessitaires, assauoir, quatre du dict Aubigny, trois du dict Oizon, trois autres du Crotet, et trois autres de Croizy a chascune d'elles cinq escuz sol, pour ayder a les marier, assauoir, trois escuz et tiers d'escu sol a chascune d'elles, pour pareille somme que la dicte deffuncte dame Anne d'Espinay auoiet ordonne estre baillee a treize paoures filles par son testament, que la dicte dame a declare n'auoir este donné et le reste de la dicte somme, afin de prier Dieu pour elle par les dictes filles.

Item, a trois filles a marier, pour les veuz que la dicte dame testaresse a faictz que n'ont este accompliz, et que la dicte dame testaresse peult auoir obliez, la somme de trois escuz et tiers d'escu sol.

Item, a trois paoures vefues, a chascune d'elles la somme de vng escu et deux tiers d'escu sol, pour les veuz que la dicte dame testaresse a faictz pour le dict deffunct seigneur d'Aubigny son mary que n'ont este accompliz.

Item, au moyen, que la dicte deffuncte dame Anne d'Espinay auoiet donne par son testament la somme de cinquante liures tournoiz a l'hostel Dieu de Paris, et aux relligieuses de sainte Olive de Bourges, d'Ayguepiere et Du Puy en Auvergne, a vng chacun couuent, dix liures tournoiz pour vne foys payer, et que les dictes sommes n'ont este donnees, veult et ordonne la dicte dame testaresse que les dictes sommes soient baillées.

Item, pour trente-messes, que la dicte dame d'Espinay, auoiet aussi ordonnes

par son dict testament estre dictes a Rome, en l'eglise Sainct Sebastian extra muros, a l'autel destine a dire et cellebrer messes pour le salut des trespassez, et encore pour trente autres messes basses qu'elle auoict pareillement ordonnees estre dictes au dict hostel que toutes foyz ne l'ont este : Et pour ce que pourroit rester a accomplir du testament de la dicte d'Espinay, la dicte dame veult et ordonne, qu'il soit donne en aulmosnes aux paouures la somme de cinquante escuz sol, pour vne foyz payer.

Item, au moyen que la dicte d'Espinay sa mere debuoict quelques parties a vng marchant de Paris, nomme Godeffroy, marchant de draps de soye, qui n'ont encores este payees, veult et ordonne la dicte dame testaresse que le dict Godeffroy soit paye de ce qu'il monstra luy estre loyaulment deu.

Item, veult et ordonne la dicte dame que la somme de deux cens liures tournoiz que deffunct Monsieur le Mareschal d'Aubigny, la dicte deffuncte dame Mareschalle, son epouse, auoient promise a damoiselle Anne de Vendal par le mariage faisant d'entre la dicte damoiselle et deffunct Jehan le Vinton en son viuant escuyer, son mary, et maistre d'hostel du dict seigneur Mareschal, soit payee detant qu'elle ne la este.

Item, veult et ordonne que les habillemens de nopces que la dicte deffuncte dame Mareschalle auoict ordonnees, par son testament estre baillees a Anne du Peschin, et Marguerite de Corps, filles du feu sieur de Quesse en Crecy, et filles damoiselles de la dicte dame Mareschalle lors de son deceps, soient baillez aus dictes damoiselles, detant qu'ilz ne l'ont este, et que la dicte deffuncte dame Mareschalle auoict charge la dicte dame testaresse de ce faire ; ou pour les dictz habillemens, a chascune d'elles, la somme de soixante escuz sol, pour vne foyz payer.

Item, veult et ordonne que les parties que se trouueront estre deues a Jehan Liger, marchant de Paris, par la dicte deffuncte dame Mareschalle, et qui ont este recogneues soient payees au dict Liger.

Item, veult et ordonne quil soiet paye a relligieuse personne, frere Robert Bruzay, docteur en theologie et prier du couuent des Carmes de Bourges, ce qui se trouuera luy estre deu de reste lors du dict deceps de la dicte dame, de la messe qu'il a dicte et celebre depuys le premier jour de Septembre d'apres le deceps du dict deffunct seigneur d'Aubigny, mary de la dicte dame testaresse, jusques au jour du deceps de la dicte dame.

Item, veult et ordonne que la somme de deux cens liures tournoiz deue aux relligieux du couuent des dictz Carmes de Bourges pour auoir dict et celebre quatre annees durant les messes que la dicte deffuncte Dame Mareschalle auoiet ordonnee par son dict testament, et dont Messire Esme Stuart, cheuallier, Seigneur d'Aubigny, la Vererie et le Crotet gentilhomme ordinaire de la chambre du roy, filz de la dicte dame testaresse, leur a faict ceddulle, soiet payee.

Item, veult et ordonne quil soiet paye et baille aux enfans et heritiers de deffunct Thomas Noblanche, viuant charpentier, la somme de quatre escuz sol, pour ce que luy pourroict estre deu la besongne qu'il a faicte de son estat de charpentier pour le dict deffunct sieur d'Aubigny son mary et elle.

Item, veult et ordonne qu'il soiet paye a Loys Gourdin la somme de seize escuz et deux tiers d'escu sol que le dict Gourdin a dict et declare, jure et afferme a la dicte dame que le dict deffunct Seigneur d'Aubigny, son mary, auoiet receue pour luy, pour vng quartier de ses gaiges qui lui estoict deu pendant qu'il estoict archer de sa compagnie.

Item, veult et ordonne que les parties qu'elle doit tant a Gilbert Texier son appoticaire que a Geoffroy de la Dagrie et Guillaume Collas maistres barbiers et cyrurgiens qui sont signees d'elle, leurs soient payees.

Aussi, prient la dicte dame le dict seigneur, son filz, d'accomplir le testament du feu Cappitaine Laroquete et de Thomas Vache selon ce que la dicte deffuncte Dame Mareschalle la ordonne par son testament, et dont le dict deffunct

Seigneur d'Aubigny son mary et elle se sont chargez par la transaction qu'ilz ont faicte avec Messieurs Delauzun, Dapcher et Culant.

Item, veult et ordonne que la somme de cent escuz sol que le dict deffunct Seigneur d'Aubigny, son mary, auoiet promis a Damoiselle Jacqueline de Saint Olive par son premier mariage luy soiet payee detant qu'elle ne la este.

Item, veult et ordonne que la ceddulle qu'elle a faicte a deffunct noble homme Jehan Scot de certaine somme dont elle u'est a present memoratifue, et qui reste a payer de la somme de cinq cens liures tournoiz que la dicte deffuncte Dame Mareschalle d'Aubigny luy auoiet promis payer par le mariage faisant d'entre luy et deffuucte Damoiselle Marie Demau Vernay, sa femme, soiet payee de tant qu'elle ne la este.

Item, veult et ordonne que la ceddulle, qu'elle a aussi faicte a Damoiselle Marie Scot, vefue de deffuuct Guillaume Deuiddefeu, viuant escuyer, de certaine somme dont elle n'est aussi a present memoratifue, soiet payee pour ce qu'elle ne la este.

Item, veult et ordonne que, pour ce que pourroict estre obmis a payer des gaiges des seruiteurs et seruantes qui ont seruy tant les dictz deffunct Seigneur Mareschal et Dame Mareschalle d'Aubigny, que deffuncts les pere et mere de la dicte dame testaresse, que aussi le dict deffunct Seigneur d'Aubigny, son mary et elle, et de legs faictz par la dicte Dame Mareschalle au deffunct Gascon et a la Prouensalle et autres qui sont deceddez sans heritiers qui soient apparenz, et debtes qui le dict deffunct Seigneur d'Aubigny son mary et elle pourroient debuoir, dont ne leurs ont este demandees, il soiet donne en aulmosnes aux paoures necessiteux, comme vefues, orphelins, en autres gens vieilz et mesmes aux heritiers de deffunct Francisque qui a este sommelier du dict deffunct Seigneur Mareschal et de Jacques son cuysinier, dont il y a de present vne fille demeurante au Crotet que est aueugle, et aux heritiers de deffunct Drouet qui ayda le portier la somme de cent escuz pour vne foys payer.

Item, veult et ordonne qu'il soit paye a Maistre Lois Robert, presbitre cure du dict Aubigny, et autres gens d'eglise qui ont ayde a dire vng salut et libera, les dymanches et festes annees depuys l'annees mil cinq cens soisante et vng jusques a huy, a l'intention du dict deffunct Sieur d'Aubigny, mary de la dicte testaresse, la somme de vingt escuz sol, pour vne foye payer.

Item, veult et ordonne qu'il soit paye a Maistre Barbe Bourgeois presbitre docteur en theologie, cure d'Oizon, pour les messes qu'il a dictes et celebrees en la chappelle du dict chastel de la Vererie, administrant a la dicte dame, au dict sieur Esme Stuart son filz, leurs gentilzhommes et damoiselles, et autres leurs domestiques, la sainte communion au dict lieu, depuys le temps qu'il est cure du dict Oizon, la somme de douze escuz sol pour vne foyes payer.

Item, veult et ordonne que la somme de quatre vingt seize liuers vng sol tournoiz reuenant a trente deulx escuz sol et vng sol deus aux heritiers de deffunct noble homme Jehan Dumoustier, viuant escuyer, de reste de ses gaiges soit payes, de tant qu'elle ne la este.

Item, la dicte dame donne a damoiselle Henriete Stuart, sa petite fille, la somme de deux mil escuz sol, pour vne foyes payer, et toutes ses bagues, chappelletz, et nouualle d'or ou est la paincture de ses feux pere et mere, et les deux cuilleres d'argent que feue dame Anthoinete Dyancourt, en son viuant dame de Jars, luy auoict donnees avec son dizain.

Item, la dicte dame a donne a noble homme Claude Perrier escuyer, sieur de Sapin, pour les bons et agreables services qu'il luy a faictz et espere qu'il luy fera a l'aduenir de la preuue desquelz elle a relieue et relieue par ces presentes, la somme de soixante six escuz et deux tiers d'escu sol pour vne foyes payer.

Et oultre, ou le bordelage que la vefue de deffunct Estienne Charpentier a en la dicte terre et justice de Croizy, Peausoloux ou Vauranis aduiendra a la dicte dame testaresse a icelluy bordelage des lors comme des a present et des a

present comme des lors, donne et donne au dict Perrier, et si le dict bordelage n'auenioit a la dicte dame de son viuant, et que apres son deceps il aduienne au dict sieur Esme Stuart, son filz, ou autres ses heritiers, prient la dict dame ses dictz heritiers de delaisser le dict bordelage au dict Perrier franc et quiete du dict droict de bordelage, en payant par le dict Perrier vng denier tournoiz de cens a la dicte seigneurie de Croizy, portant lotz et ventes deffault et emende.

Item, la dicte dame donne a damoiselle Anne Duboist, fille de la dicte damoiselle Anne Peschin, pour les bons et agreables services qu'elle luy a faictz, la somme de soixante six escuz et deux tiers d'escu sol.

Item, la dicte dame donne a damoiselle Marie de Seneton, pour les bons et agreables services qu'elle luy a faictz, la somme de cinquante escuz sol, pour vne foys payer.

Item, a Maistre Francoys Monjardet qui a este precepteur du dict seigneur Esme Stuart son filz, la somme de trente trois escuz et tiers d'escu sol, aussi pour vne foys payer; et oultre, veult et ordonne que la somme de cinq cens liures tournoiz reuenant a cent soixante six escuz et deux tiers d'escu sol qui est deue au dict Monjardet de reste de ses gaiges, et dont elle luy a faict ceddulle luy soit payee.

Item, a donne a Messire Pierre Clouet, presbitre, son chappellain, la somme de dix escuz sol, pour vne foys payer.

Item, veult et ordonne qu'il soit achapte et deliure a De Besses, paige du dict sieur Esme Stuart, lors qu'il sortira de paige, vne sainture, vne espee, et vne dague, le tout de la vailleure de six escuz, pour vne foys payer.

Item, a donne a Gabrielle Piet, vefue de deffunct Francoys Dumuy, sa femme de chambre, la somme de dix escuz sol pour vne foys payer, et tous ses manteaulx et cotillons et chausses que ne seront de soye, sauf son manteau de nuict qui est fourre, et encores donne a la dicte Piet, la tiffaict, et les doreures

et carreure ou il y a vng jazerant d'argent crespine et celle de grains d'argent que l'on preste pour habiller les mariees pour en habiller celles qui l'en piront : Et oultre, veult et ordonne que les gaiges de la dicte Pict luy soit payee a raison de quinze liures tournoiz par an, depuys l'annee mil cinq cens soixante vnze qu'elle s'oblige a la dicte Pict de la somme de sept cens trente cinq liures, neuf solz, neuf deniers tournoiz, pardeuant deffunct Maistre Mathurin Herne, en son viuant notaire, jusques au jour de son deceps, et encores cedde et delaisse a la dicte Pict la somme de cent escuz sol, deue a la dicte dame par la dame de Chemault, avec tous les droictz et actions qui en dependent, pour demourer quiete par la dicte dame testaresse enuers la dicte Pict de pareille somme qu'elle luy doit de compte fait avec elle auparauint la dicte obligation, et qui n'auoiet este comprise par la dicte obligation, assaioir soixante quinze escuz sol, faisant les trois quartes parties de cent escuz que la dicte deffuncte dame Mareschalle luy auoiet leguee par son dict testament, et dont la dicte dame estoit tenue pour vne quarte partie de son chef, et deux autres quartes parties qui font le parfaict des dictz soixante quinze escuz, le dict deffunct Seigneur d'Aubigny, son mary, et elle les debuioient pour et en l'acquit des dictz sieurs de Lauzun, Dapcher et Cullant par accord et transaction faicte entre eulx, et la reste des dictz cent escuz, qui est vingt cinq escuz, en desduction des gaiges de la dict Pict : et encore veult et ordonne la dicte dame, que la somme de deux cens soixante huit liures, trois solz, vng denier tournoiz, qui reste a payer de la dicte somme de sept cens trente cinq liures, neuf sols, neuf deniers tournoiz portee par la dicte obligation cy dessus declairee sur laquelle a este rabatu et desduict par le dict Sieur Esme Stuart, son filz, la somme de huit vingts sept liures, six sols, huit deniers tournoiz, pour apreciation de bled en douce receue sur la dicte obligation, icelle dicte somme de deux cens soixante huit liures, trois solz, vng denier tournoiz, luy soit payee, et que les arreraiges a elle deuez et

escheuz depuys la dicte obligation et qui escheront cy apres a cause de la somme de cinq cens liures que le dict Sieur d'Aubigny et la dicte dame testresse auoient promise au dict deffunct Francoys Dumuy et la dicte Pict en faueur de mariage et pour laquelle ilz auoient constitue trois muids de bled seigle, mesure du dict Aubigny, que depuys le dict Sieur Esme Stuart filz de la dicte dame a faicte reduire au denier douze, soient payez a la dicte Pict, et pareille pris et per cens selon la dicte reduction sur la dicte terre justice et seigneurie de Croizy appartenances et dependances appartiennent a la dicte dame, laquelle a ceste fin, a oblige et ypothecque, oblige et ypothecque la dicte terre et seigneurie appertenance et deppendance et sans prejudice a la dicte Pict de se pouruoir contre le dict sieur Marquis de Canillat pour la somme de vingt cinq escuz qui luy restent a payer de la dicte somme de cent escuz que luy auoit legues la dicte deffuncte Dame Mareschalle.

Item a Gabrielle Bechereau nourrisse du dict seigneur Esme Stuart, la somme de trente trois escuz et tiers d'escu sol pour luy ayder a marier ses filles.

Item, la dicte dame donne a Florentine Fagoue, fille de chambre de la dicte damoiselle Henriete, la somme de seize escuz et deux tiers d'escu sol, pour vne foys payer; et oultre veult que ce qui luy restera a payer de ces gaiges, lors du decepts de la dicte dame, luy soient payes a raison de quinze liures par an.

Item, donne a Jehanne gouuernante de ses petis enfans la somme de dix escuz sol, pour vne foys payer, et son manteau de nuict fourre.

Item, a Maistre Claude Guyard, recepueur du dict Sieur Esme Stuart, filz de la dicte dame testresse, la somme de six escuz pour vne foys payer.

Item, a Mathieu Carron, maistre tailleur d'habits, la somme de six escuz, pour vne foys payer.

Item, a Claude Lefebure, tant pour les services qu'il luy a faictz, que pour demourer quiete de l'argent qu'il et deffuncte Fleurentine Deforeaulx, sa femme, luy pouroient auoir preste, la somme de dix escuz sol pour vne foys payer.

Item, a Jehan Chesne et Jehanne Pelloille sa femme autres dix escuz pour vne foys payer.

Item, a Boutemais, sommellier du dict sieur Esme Stuart, la somme de six escuz pour vne foys payer.

Item, a Clement Bouteille, boullanger, autres six escuz, pour vne foys payer.

Item, aux heritiers du deffunct sieur Duboist yssu d'un bastart de Guya, la somme de soixante six escuz et deux tiers d'escu sol, pour vne foys payer.

Item, a Pierre qui de present sert de cuysinier en la maison du dict sieur Esme Stuart, et a Joseph jardinier des jardins de la dicte seigneurie de la Vererie, a chascun d'eulx trois escuz pour vne foys payer.

Item, a Naquin, porteur du dict chastel de la Vererie, et a sa femme, quatre escuz, pour vne foys payer.

Item, a Regnee, chambriere de la maison du dict sieur Esme Stuart, trois escuz sol, pour vne foys payer.

Item, a Jacquette, chambriere de cuysine, vng escu sol.

Item, a Guillaume, le porcher, vng autre escu sol.

Item, a Edmee Robisson, fille de l'Escossois cordonnier, la somme de trente trois escuz et tiers d'escu sol, pour vne foys payer.

Item, a Anne Guillart, sa filleulle, fille de deffunct pere Guillart, en son viuant, maistre barbier et cyurgien, tant pour les services que le dict deffunct Guillart a faictz au dict deffunct sieur d'Aubigny, mary de la dicte dame testar-esse, que a la dicte dame, que pour medicannens qu'il leurs pourroit auoir forniz, la somme de seize escuz et deux tiers d'escu sol, pour vne foys payer.

Item, veult et ordonne que la somme de seize escuz et deux tiers d'escu sol qu'elle auoict promise a la vefue Mathieu Delestre pour ayder a marier Marguerite Delestre, soit payee a la dicte vefue de tant qu'elle ne la este.

Item, veult et ordonne la dicte dame, que ou Francoyse Blanchard vefue de deffunct Estienne Demahis ne pourroit estre payee de la somme de six

cens soixante six escuz et deux tiers d'escu sol, qu'elle luy a ceddee a prandre sur la rente que le dict sieur Esme Stuard a sur la recepte generalee establee pour le roy a Bourges pour les causes portees pour le transport que la dicte dame dict auoir este de ce faict pardeuant et en la presence de Francoys Raquillet, notaire royal, la dicte Blanchard soiet payee de la dicte somme, dilligences ayant este faictes par la dicte Blanchard de soy faire payer de la dicte somme sur la dicte recepte generalee.

Item, veult et ordonne, que la somme de trois escuz et tiers d'escu sol, qu'elle auoiet promise a deffuncte Marie Ducrot, elle viuant vefue de deffunct Edmon Ducrot, pour ayder a auoir la robbe nupcialle de Marguerite sa fille lors qu'elle seroiet mariee, la dicte somme soiet payee a la dicte Marguerite, de tant qu'elle ne la este.

Item, la dicte dame donne a Anne Boullon fille de feu Gilles Boullon, sa filleulle, la somme de dix escuz sol, pour vne foys payer.

Item, a Henriete Pelerin fille de Michel Pelerin le jeune, sa filleulle, autres dix escuz, pour vne foys payer.

Item, a Anne de Verniant, sa filleulle, autres dix escuz sol, pour vne foys payer.

Item, a Magdalaine le Senelier, pour les bons et agreables seruices qu'elle luy a faictz, la somme de treize escuz et tiers d'escu sol, pour vne foys payer.

Item, ou Estienne Nyneau, maistre tailleur d'habitz, n'aura faict de la besongne a la dicte dame lors de son deceps jusques a la concurance de la somme de _____ en quoy il est oblige a la dicte dame, par obligation passee par moy, notaire, pour les causes y contenues, la dicte dame a donne et donne au dict Nyneau le surplus de ce qui restera a payer de la dicte somme lors de son dict deceps.

Item, la dicte dame donne au filz du dict Nyneau, son filleu, la somme de dix escuz sol, pour vne foys payer.

Item, a Estienne Nyneau le jeune, concierge des prisons du dict Aubigny,

autres dix escuz pour vne foys payer, et a son filz, filleu de la dicte dame testeresse, autres dix escuz, pour vne foys payer.

Item, a la fille du gendre d'un nomme Cornelle, sa filleulle, autres dix escuz pour vne foys payer.

Item, au filz de deffuncte Catherine Delacroix, pour le recompensser des habillemens que la dicte Delacroix sa mere auoiet delaissez, par son deceps dont la dicte dame testeresse en auoiet retenu et fait donner la plus grant partie, la somme de dix escuz sol, pour vne foys payer.

Item, veult et ordonne la dicte dame, que la somme de huict escuz et tiers d'escu sol, qui estoiet deue a feu Drog de reste de ses gaiges, et lequel auoiet prie la dicte dame bailler la dicte somme a la femme de Pierre Houet chaussetier, icelle dicte somme soiet payee et baillee a la dicte femme Houet de tant qu'elle ne la este.

Item, la dicte dame donne au filz de Martin Pelletier, a present jardinier d'Aubigny, son filleu, la somme de six escuz et deux (tiers) d'escu sol, pour vne foys payer.

Item, a Anne , fille d'un qui estoiet jardnier au dict chastel de la Verrerie, lors que le dict Sieur Esme Stuart se rompit le braz, la somme de dix escuz sol pour vne foys payer.

Item, a Siluyn Drouet, pour ayder a la marier, la somme de dix escuz sol pour vne foys payer.

Item, veult et ordonne la dicte dame que les donations que le dict defunct Seigneur d'Aubigny, son mary et elle ont faitz a damoiselle Marguerite Dugriffon vefue de deffunct Rene Delachenac, viuant, Sieur de Coullanges, portees par leur contract de mariage, ensemble les affranchissemens de bordeilaiges que la dicte dame a depuys faitz a la dicte Dugriffon, tiennent et sortissent leur plain et entier effect, et a ceste fin, les a, par ces presentes, ratifiez, confirmez, approuuez et euz pour agreables.

Pour toutes lesquelles choses des susdictes accomplir, la dicte dame testar-esse a faict constitue et ordonne, constituent ordonne et establient, pour ses vrayz et loyaulx executeurs le dict Sieur Esme Stuart, son filz, et Messire Jehan d Symon, Seigneur de Beaujeu le neuf, ausquelz et a chascun d'eulx, elle a donne, et donne plain pouvoir et puissance de cestuy present testament accomplir et mettre a execution de point en point selon sa forme et teneur ayant en eulx parfaite fiance ; Et es mains desquelz susdictz executeurs des susnommez elle se dessaisist de tous ses biens jusques a plain et entier acomplissement d'icelluy, et lequel, en l'absence ou neglige de l'un d'eulx, veult qu'il soiet et puisse estre accomply par celluy qui voudra vacquer au dict faict et execution d'icelluy, et, en cas de mort, par le suruiuant d'eux, reuocquant tous autres testamens et codicilles qu'elle pourroiet auoir faictz et passez auparauant luy, voullant que cestuy present testament sorte son plain et entier effect, force et vertu, selon sa forme et teneur, et lequel present testament sans dyuertir a autres actes, a este par moy notaire rapporte a la dicte dame testarresse en la presence des tesmoings cy apres nommez et a elle faicte lecture claire et intelligible d'icelluy de mot a mot et demande si elle a ainsi voullu et entendu, veult et entende, laquelle m'a faict responce que oy ; et ce faict en la presence des dictz tesmoings, ay derechef demande a la dicte dame si c'estoiet tout ce qu'elle vouloit et entendoiet disposer, et si elle requiert de mettre le dict testament en forme publique et authentique, laquelle m'a faict responce que oy ; et que eusse a en deliurer vng ou plusieurs grosses ou coppies tant a elle que autres qu'il appartiendra, et sceller le present original de son cachet, ce que luy ay octroye faicte en tesmoing faict au dict chastel de la Vererie en la dicte garderobe de la chambre ou couche la dicte dame en presence de Frere Germain Dyuolle relligieux de l'ordre des prescheurs du couuent d'Auxerre, Jacques Johanet et Estienne Gillet, sergents de la chastellenie du dict Aubigny, tesmoings, le quatriemes jour de Decembre

mil cinq cens soixante dix neuf: La minutte signee de la dicte dame et tesmoins ensemble du dict jure.

172. TRANSLATION of the foregoing Testament of DAME ANNE DE LA QUEULLE, widow of John Stewart, Lord of Aubigny.—4th December 1579.

BEFORE Francis Pelerin, royal notary to the see and jurisdiction of Concor-sault, compeared Dame Anne De la Queulle, widow of a deceased high and mighty lord, Messire John Stewart, in his lifetime Chevalier Seigneur d'Aubigny, La Vererie and Le Crotet, gentleman in ordinary of the King's chamber, at the castle of La Vererie, in the wardrobe-room of her bed-chamber, being of sound mind, good purpose, memory, and understanding, as appeared to me, notary, by her actions, words, and behaviour, who, considering that the days of every human being are short, and that she must depart from this mortal world to the other, not knowing the time nor the manner; wherefore, not wishing to depart intestate, but wishing, whilst she has judgment and reason, for the salvation of her soul, to dispose of the temporal goods which God of His holy grace has lent and sent to her in this said mortal world, would have, and has, made, ordered, and disposed, her testament and disposition by her last will, in the name of the Father, the Son, and the blessed Holy Ghost, Amen; in the manner and form which follows:—

First, as a good and true Catholic (she) has commended and commends her soul, when it shall depart from her body, to God the Creator, to the blessed, glorious Virgin Mary, Mother of God, to the angel St. Michael, to St. Anne, whose name she bears, to St. Martin and St. Marceau, patrons of the church of the said Aubigny and Oizon, of which she is a parishioner; and to all the saints, and generally to all the blessed celestial Court of Paradise.

Item, wills and orders that all her debts which shall be found honestly

due, be paid, together with those of the deceased Dame Anne d'Espinay, her mother, even those after mentioned.

Item, wills and ordains her body to be buried in the church of the said Aubigny, near the grave of the said deceased Seigneur d'Aubigny, her husband; her heart in the church of the said Oizon, before the great altar, and her entrails in the great cemetery of the said Aubigny, at the foot of the cross, which she wills and intends to be repaired with stone at her expense, and the image of the crucifix to be made and raised above the said cross, and at the side of it the images of the glorious Virgin Mary, Mother of God, and that of St. John the Evangelist; and at the foot that of St. Mary Magdalene; and her said body, heart, and entrails to be escorted, that is to say, her said body and entrails, from the entrance of the suburbs of the said Aubigny to the church of the priory of the said Aubigny, and from the said church of the said priory into the church of the said Aubigny; and again, her said entrails from the said church of the said Aubigny unto the said great cemetery, as well by the curé and church officers of the said Aubigny and Oizon, as also by the inhabitants of the said place who shall please to assist them therein; and that for the escort of her said body there shall be thirteen torches and thirteen wax tapers, each of the said torches and tapers of one pound weight, which shall be borne by the poor; and her said heart from the entrance of the town of the said Oizon, as far as into the church of the said place by messieurs the curé and other church officers and inhabitants of the said Oizon who shall also be willing to assist therein, and carried by the poor, for which there shall also be six wax tapers, each of half the weight of the former, which shall in like manner be borne by the poor; the whole without any pomp, chapelle ardente, lying in state in the church, banquet, or expense, any more than for an ordinary person, on the day she shall be buried, nor also at Lent, the end of the year, nor on other days. And, nevertheless, wills

and orders that on the day of her obit there shall be said in the said church of Anbigny the exaudis, the vigils and vespers for the dead, a libera, the evening prayer addressed to Our Lady, and three grand high masses, one of the Holy Ghost, another of Our Lady, and the last of a requiem and Ingentibus, with deacon, subdeacon, four copes, with fifteen offerings of bread, wine, and candle at each of the said masses; and, moreover, at the end of the last of these there be said a libera and evening prayers to Our Lady, and that the same service be performed at the said Oizon on the day that her heart shall be interred; and that there be paid for all the above, that is to say to messieurs the cnrés of the said Anbigny and Oizon, and to the monks of the said Priory of Aubigny, their accustomed dues, and for their escort, and that of the other church officials who shall assist therein, whether strangers or others, to each of them fifteen sons tournois, to be paid once; and, besides, to those who shall celebrate the mass agreeably to the intention of the said dame, to every two five sons tournois, and to the poor who shall carry her said body, heart, and entrails, to each of them fifteen sons tournois, also to be paid once; and to those who shall have carried the said torches and wax tapers, to each of them ten sons tournois, to be paid once.

Item, wills and ordains that, the next day after her obit, there be performed the same service as that on her obit, instead of a funeral service during Lent; and, on the third, a like service instead of a funeral service at the end of the year, and that the lights aforesaid be employed in it; and if the lights be not sufficient, that there be purchased others of the same weight; and that there be paid for the said services what shall be befitting, and to the stranger priests who shall assist at the said services, and who shall celebrate the holy mass, to each ten sons; and to the poor who shall have held the said torches and wax-tapers, to each five sons tournois.

Item, wills and ordains that, on the day of her said obit, services at Lent,

and end of the year, there shall be given and distributed to the poor, on each of the said days, the sum of six crowns and two-thirds of a crown sol, to be paid once.

Item, wills and ordains that, the day on which her said heart shall be interred at the said Oizon, there shall be given and distributed to the poor three crowns and the third of a crown sol, to be paid once.

Item, wills and ordains that there be said and celebrated in the church of the said Aubigny a high mass of requiem, with deacon and subdeacon, and two copes, with an offering of bread, wine, and candle, one libera and an evening service at the end of it every day during a year, to commence the next day after her service for the dead at the year's end ; and that there be paid for these what shall be befitting.

Item, wills and ordains that there be said and celebrated two services every year perpetually : one on the last day of May, agreeably to the intention of the said deceased Seigneur d'Aubigny, her husband ; and the other, agreeably to her own intention, on such day as she shall die ; with three grand masses, one of the Holy Ghost, another of Our Lady, and the last of requiem et lugentibus, with deacon, subdeacon, four copes, with three offerings of bread, wine, and candle, and, at the end of the last of the said masses, a libera and evening prayers to Our Lady, vespers of the dead, vigils and laudes, which shall be said on the day before each of the said services at the hour of vespers, with one libera and evening prayers to Our Lady ; and that during the said services, vigils, laudes, vespers there be lighted eight wax tapers, four on the great altar, and other four upon her tomb ; and that the services be rung in the usual manner, and alms given to the poor at each of the said services, the sum of thirty sous tournois ; and, moreover, wills and ordains that there be said every Sunday perpetually, and on the Feasts of Ascension, Nativity of our Lord and of our Lady, and on All Saints Day, an evening service to our Lady

and a libera ; and on Maundy Thursday, at eight o'clock in the evening, Aue verum, Vexilla Regis prodeunt, Stabat Mater, and the evening service of Sancta Maria, and a libera ; and that the churchwardens of the church of the said Aubigny ring for the sermons of Advent and Lent, and other days, from the time of the decease of the said dame perpetually, at the hour that the said sermons were wont to be rung. And although the said deceased Seigneur d'Aubigny, and the said dame testatrix, should only be charged with three-fourth parts of the foundation which the deceased Dame Mareschalle d'Aubigny, sister of the said dame testatrix, has made of a low mass, an evening service, and a libera, which she has ordained to be said in the said Church of Aubigny every day perpetually, together with a general service every year perpetually on the day on which she deceased, with three high masses, deacon, subdeacon, and four copes, and as many low masses as there shall be found priests in the said church, with a donation the said day of twenty livres ; and although the Sieur Marquis de Canillat, as heir of the deceased Dame Catherine de la Queulle, his mother, sister of the said dame testatrix, is bound for the other fourth part, the said dame nevertheless wills and ordains that the said masses and services be said and celebrated according as the said Dame Mareschalle has ordered by her said testament, in so far as the said alms have not hitherto been bestowed, nor the said masses said and celebrated completely ; and also, in order that the intention of the said dame may be accomplished, and the said dame testatrix participate in the prayers which are ordinarily made in the said church : And for doing this, the said dame testatrix has given, and gives to the said Church of Aubigny, as well for the said foundation and things above mentioned by the said Dame Mareschalle d'Aubigny, as for services and other things founded and ordained by the present article by the said dame testatrix, which the procurators of the fabric of the Church of Aubigny shall cause to be said and cele-

brated in the said Church of Aubigny, the sum of forty-five crowns and the third of a crown sol of rent, to be levied every year by the said procurators, on the days of Christmas and St. John the Baptist, a half on each day, upon the three jurisdictions and seigneuries of Croizy, Peausoloux, and Vauurnis, and pertinents, and of those appertaining to the said dame. The which dame has bound and mortgaged, binds and mortgages the said lauds for the payment and continuation of the said rent, redeemable for the sum of five hundred and fifty crowns sol, to be paid once; in which case of redemption, the said procurators shall employ the said sum of five hundred and fifty crowns in the purchase of a like sum of forty-five crowns and the third of a crown of rent; of which rent, they shall pay and deliver every year one crown sol to the churchwardens of the said Church of Aubigny, who shall ring for the said sermons, and the surplus shall be by them employed in giving the said alms, and saying the said services, masses, and things before stated; and without prejudice to the said procurators' power to constrain the said Seigneur Marquis de Canillat to satisfy the said foundation of the said Dame Mareschalle, for his fourth part, which the said dame testatrix expects to be employed in causing to be said and celebrated the services, as well agreeably to the intencion of the said Dame Mareschalle as of herself, in case that the said procurators may have payment of it from the said Sieur Marquis: And, moreover, the said dame has given for the fabric of the said Church of Aubigny, the sum of five crowns and a half sol of rent to be raised upon the said land of Croizy, Peausoloux, and Vauurnis, redeemable for the sum of sixty-six crowns and two-thirds of a crown sol; the which rent the said procurators of the fabric of the said Church of Aubigny will be bound to give and deliver every year to the priest who shall celebrate the holy mass every day at the chapel of the said Castle of la Vererie, to maintain the lamp of the said church with oil of walnuts, night and day; and in

case of the redemption of the said rent, to employ the money arising from the said redemption in another rent for the same effect as above.

Item, messeigneurs de la Queulle shall be informed that the service which the said dame has founded, to be said for them every year in the church of the said place, agreeably to her intention, the said dame wills and intends that, after her decease, it shall be said and celebrated in their said church, every year, on the fifth day of September, when the deceased Dame Anne d'Espinay, her mother, died, for and instead of another service which the said Dame d'Espinay, her mother, has ordained by her testament to be said and celebrated in the said church on the said day; forasmuch as she has ordained other services to be performed, agreeably to her intention, in the church of the said Aubigny, as is fully declared above, and yet without touching the mass and other suffrages which she has ordained to be said by the said chapter, as well agreeably to the intention of the said deceased Seigneur d'Aubigny, her husband, as of herself, by the said foundation, which she wills and intends to be performed and continued by the said chapter, for the said foundation of which she has made assignation of the portion which she has in La Montaigne du Raiza de la Queulle, which they have enjoyed and enjoy by their hands.

Item, gives to the church of the said Aubigny her mantle of black velvet to make a cope, to aid the service for the dead, inasmuch as there is only one in the said church; and, moreover, gives, for the repairing of the said church, the sum of thirty-three crowns and the third of a crown sol, to be paid once.

Item, gives to assist in repairing the chapel of the Hospital for Lepers of the said Aubigny the sum of ten crowns sol, to be paid once.

Item, gives the sum of six crowns and two-thirds of a crown sol, also to be paid once, to assist in repairing the church of the Priory of the said Aubigny.

Item, wills and ordains that there be delivered to the hospital of the said

Aubigny, to assist in repairing the buildings of that hospital, a like sum of six crowns and two-thirds of a crown sol.

Item, for the repairing of the church of the said Oizon, the sum of sixteen crowns and two thirds of a crown sol, to be paid once.

Item, for the repairing of the Church of St. Silvyn des Averdines, the sum of six crowns and two-thirds of a crown sol, also to be paid once.

Item, for the repairing of the church of the said Croizy, a like sum of six crowns and two-thirds of a crown.

Item, to the nuns of St. Olivia of Bourges and of Gien, to each convent, eight crowns and the third of a crown sol, to be paid once.

Item, to thirteen poor girls of the more necessitous, that is to say, four of the said Aubigny, three of the said Oizou, three others of Le Crotet, and three others of Croizy, for each of them, five crowns sol, to assist in marrying them ; that is to say, three crowns and the third of a crown sol to each of them, for the like sum which the said deceased Dame Anne d'Espinay had ordained to be given to thirteen poor girls by her testament, which the said dame has declared not to have been given ; and the rest of the said sum in order that the said girls may pray to God for her.

Item, to three unmarried girls for the vows which the said dame testatrix has made which have not been fulfilled, and which the said dame testatrix may have forgotten, the sum of three crowns and the third of a crown sol.

Item, to three poor widows, to each of them, the sum of one crown and two-thirds of a crown sol, for the vows which the said dame testatrix has made for the said deceased Seigneur d'Aubigny, her husband, which have not been fulfilled.

Item, in consequence of the said deceased Dame Anne d'Espinay having given by her testament the sum of fifty livres tournois to the Hospital of Paris, and to the nuns of St. Olivia of Bourges, of Ayguepiere and of Le Puy

in Auvergne, to each convent, ten livres tournois, to be paid once ; and the said sums not having been given, the said dame testatrix wills and ordains that the said sums be delivered.

Item, for thirty masses which the said Dame d'Espinay had also ordained, by her testament, to be said at Rome, in the Church St. Sebastian extra muros, at the altar destined for saying and celebrating masses for the salvation of the dead, and, further, for thirty other low masses, which she had likewise ordained to be said at the said hospital, which, however, have not been so, and for what may remain to be fulfilled of the testament of the said Dame d'Espinay, the said dame wills and ordains that there be given in alms to the poor the sum of fifty crowns sol, to be paid once.

Item, in consequence of the said Dame d'Espinay, her mother, having owed certain sums to a merchant of Paris, named Godefroy, merchant of silken cloths, which have not yet been paid, the said dame testatrix wills and ordains that the said Godefroy be paid what he shall show to be honestly due.

Item, the said dame wills and ordains that the sum of two hundred livres tournois, which the deceased Monsieur le Mareschal d'Aubigny, the said deceased Dame Mareschalle, his spouse, had promised to Demoiselle Anne de Vendal, in order to bring about the marriage between the said demoiselle and the deceased John le Vinton, in his lifetime equerry, her husband, and steward of the said Seigneur Mareschal, be paid, in so far as it has not been so.

Item, wills and ordains that the marriage dresses which the said deceased Dame Mareschalle had ordained by her testament to be delivered to Anne du Peschin and Margaret de Corps, daughters of the late Sieur de Quesse, in Crecy, and lady's-maids of the said Dame Mareschalle at the time of her decease, be delivered to the said demoiselles, in so far as they have not

been so, and inasmuch as the said deceased Dame Mareschalle had charged the said dame testatrix to do this ; or for the said dresses, to each of them, the sum of sixty crowns sol, to be paid once.

Item, wills and ordains that the sums which shall be found to be due to John Liger, merchant of Paris, by the said deceased Dame Mareschalle, and which have been acknowledged owing, be paid to the said Liger.

Item, wills and ordains that there be paid to the monk, Friar Robert Bruzay, doctor of theology and prior of the convent of the Carmelites of Bourges, what shall be found to be remaining due at the time of the said decease of the said dame, for the mass which he had said and celebrated, from the first day of September after the decease of the said deceased Seigneur d'Aubigny, husband of the said dame testatrix, to the day of the decease of the said dame.

Item, wills and ordains that the sum of two hundred livres tournois, due to the monks of the convent of the said Carmelites of Bourges, for having said and celebrated, during four years, the masses which the said defunct Dame Mareschalle had ordered by her said testament, and of which Messire Esme Stewart, chevalier, Seigneur d'Aubigny, la Vererie and le Crotet, gentleman in ordinary of the King's chamber, son of the said dame testatrix, has made a list to them, be paid.

Item, wills and ordains that there be paid and delivered to the children and heirs of the deceased Thomas Noblanche, in his lifetime carpenter, the sum of four crowns sol, for what may be due to him for the work which he has done in his business of carpenter for the said deceased Sieur d'Aubigny and herself.

Item, wills and ordains that there be paid to Loys Gourdin the sum of sixteen crowns and two-thirds of a crown sol, which the said Gourdin has said and declared, sworn and affirmed, to the said dame, that the said deceased Seigneur d'Aubigny, her husband, had received for him for a quarter of his salary, which was due to him whilst he was an archer of his company.

Item, wills and ordains that the sums which she owes, as well to Gilbert Texier, her apothecary, as to Geoffrey de la Dagrie and William Collas, master barbers and surgeons, which are signed by her, be paid to them.

Also, the said dame begs the said seigneur, her son, to fulfil the testament of the late Captain Laroquete and of Thomas Vache, according as the said defunct Dame Mareschalle ordained it to be done by her testament, and of which the said deceased Seigneur d'Aubigny, her husband, and she herself, took charge, by the agreement which they made with Messieurs Delauzun, Dapcher, and Culant.

Item, wills and ordains that the sum of a hundred crowns sol, which the said deceased Seigneur d'Aubigny, her husband, had promised to Damoiselle Jacqueline de Saint Olive, on the occasion of her first marriage, be paid to her, in so far as it has not been so.

Item, wills and ordains that the note which she made to a deceased nobleman, John Scot, of a certain sum, which she does not at present remember, and which remains to be paid, of the sum of five hundred livres tournois, which the said deceased Dame Mareschalle d'Aubigny had promised to pay to him on the occasion of the marriage betwixt him and the deceased Damoiselle Marie Demau Vernay, his wife, be paid, in so far as it has not been so.

Item, wills and ordains that the note which she has also made to Damoiselle Marie Scot, widow of the deceased William Deuiddefeu, while living, equerry, of a certain sum, which also she does not at present remember, be paid, in so far as it has not been so.

Item, wills and ordains that, for what might have been omitted to be paid of the wages of men and women servants who have served, as well the said deceased Seigneur Mareschal and Dame Mareschalle, as the deceased father and mother of the said dame testatrix, as also the said deceased Seigneur d'Aubigny, her husband and herself, and some legacies made by the said Dame

Mareschalle to the deceased Gascon and to the Provençal woman, and others who have died without heirs-apparent; and debts which the said deceased Seigneur d'Aubigny, her husband, and she herself might be owing, which have not been demanded of them, there be given in alms to the necessitous poor, as widows, orphans, and old people, and also to the heirs of the deceased Francisque, who was butler of the said deceased Seigneur Mareschal, and of James his cook, of whom there is at present one daughter, dwelling at le Crotet, who is blind, and to the heirs of the deceased Drouet, who assisted the gatekeeper, the sum of one hundred crowns, to be paid once.

Item, wills and ordains that there be paid to Master Lois Robert, priest, curé of the said Aubigny, and to three church officers who have assisted in saying an evening service and libera on the Sundays and yearly festivals from the year one thousand five hundred sixty and one unto the present day, agreeably to the intention of the said deceased Sieur d'Aubigny, husband of the said testatrix, the sum of twenty crowns sol, to be paid once.

Item, wills and ordains that there be paid to Master Barbe Bourgeois, priest, doctor in theology, curé of Oizon, for the masses which he has said and celebrated in the chapel of the said Castle of la Vererie, administering to the said dame, to the said Sieur Esme Stewart, her son, their gentlemen and ladies in waiting, and to others their domestics, the holy communion at the said place, from the time that he has been curé of the said Oizon, the sum of twelve crowns sol, to be paid once.

Item, wills and ordains that the sum of ninety-six livres, one sou tournois, amounting to thirty-two crowns sol and one sou, due to the heirs of the deceased nobleman, John Dumoustier, in his lifetime equerry, of the remainder of his salary, be paid, in so far as it has not been so.

Item, the said dame gives to Demoiselle Henrietta Stuart, her granddaughter, the sum of two thousand crowns sol, to be paid once, and all her

rings, chaplets, trinkets of gold, in which is the picture of her late father and mother, and the two silver spoons which the late Dame Anthoinette Dyancourt, in her lifetime Dame de Jars, had given her with her set of beads.

Item, the said dame has given to a nobleman, Claud Perrier, equerry, Sieur de Sapin, for the good and acceptable services which he has done to her, and hopes that he will do in the time to come, with the proof of which she has dispensed and dispenses by these presents, the sum of sixty-six crowns and two-thirds of a crown sol, to be paid once.

And besides, whereas the base tenure which the widow of the deceased Stephen Charpentier has in the said land and jurisdiction of Croizy, Peausouloux, or Vauranis shall come to the said dame testatrix, she has given and gives that base tenure, from that time as from the present instant, and from the present instant as from that time, to the said Perrier; and if the said base tenure do not come to the said dame in her lifetime, and if, after her decease, it come to the said Sieur Esme Stuart, her son, or others her heirs, the said dame begs her said heirs to leave the said base tenure to the said Perrier, free and quiet of the said right of base tenure, on there being paid by the said Perrier a denier tournois of quitrent to the said seigneurie of Croizy, bearing fines of alienation, default, and penalty.

Item, the said dame gives to Damoiselle Anne Duboist, daughter of the said Damoiselle Anne Peschin, for the good and agreeable services which she has rendered to her, the sum of sixty-six crowns and two-thirds of a crown sol.

Item, the said dame gives to Damoiselle Marie Sencton, for the good and agreeable services which she has rendered to her, the sum of fifty crowns sol, to be paid once.

Item, to Master Francis Monjardet, preceptor of the said Seigneur Esme Stuart, her son, the sum of thirty-three crowns and the third of a crown sol,

also to be paid once; and moreover, wills and orders that the sum of five hundred livres tournois, amounting to one hundred and sixty-six crowns and two-thirds of a crown sol, which is due to the said Monjardet of the remainder of his salary, and of which she has made a note to him, be paid to him.

Item, has given to Messire Pierre Clouet, priest, her chaplain, the sum of six crowns sol, to be paid once.

Item, wills and ordains, that there be purchased and delivered to De Besses, page of the said Sieur Esme Stuart, when he shall go out of his pageship, a belt, a sword, and a dagger, the whole, of the value of six crowns, to be paid once.

Item, has given to Gabrielle Pict, widow of the deceased Francis Dumuy, her waiting woman, the sum of six crowns sol, to be paid once, and all her mantles and petticoats, and shoes and stockings, which shall not be of silk, except her night mantle, which is furred; and has, moreover, given to the said Pict the tissaüt, and the doreurés, and carreure, in which there is a jazerant of silver fringe, and that of silver beads, and chains of silver beads, which one lends to dress females who are being married, to dress with them those who will take them; and, moreover, wills and ordains that the wages of the said Pict be paid to her, at the rate of fifteen livres yearly, from the year one thousand five hundred and seventy-one, when she bound herself to the said Pict for the sum of seven hundred and thirty-five livres, nine sous, nine deniers tournois, in the presence of deceased Master Mathurin Herne, in his lifetime notary, unto the day of her decease: And, moreover, grants and gives over to the said Pict the sum of a hundred crowns sol, due to the said dame by the Dame de Chemault, with all the rights and actions depending on them, in order that the said dame testatrix may be quit towards the said Pict of the like sum, which she owes of an account made with her before the said obligation, and which was not

comprehended in the said obligation, that is to say, sixty-five crowns sol, making three fourth parts of a hundred crowns which the said deceased Dame Mareschalle had bequeathed to her by her said testament, and for a fourth part of which the said dame was bound on her own account, and two other fourth parts, which make the perfect sum of seventy-five crowns, the said deceased Seigneur d'Aubigny, her husband, and she owed them for, and in acquittance of, the said Sieur de Lauzun, Dapcher and Cullant, by an agreement and transaction made between them ; and the remainder of the said hundred crowns, which is twenty-five crowns, on deduction of the wages of the said Pict : And moreover, the said lady wills and ordains that the sum of two hundred and sixty-eight livres, three sous, one denier, tournois, which remains to be paid of the said sum of seven hundred and thirty-five livres, nine sous, nine deniers, tournois, contained in the said obligation above declared, upon which has been abated and deducted by the said Sieur Esme Stuart, her son, the sum of a hundred and sixty-seven livres, six sous, eight deniers, tournois, for the value of fine wheat received upon the said obligation, that said sum of two hundred and sixty-eight livres, three sous, one denier, tournois, be paid to her, and that the arrears due to her, and accruing since the said obligation, and which shall accrue thereafter, on account of the sum of five hundred livres which the said Sieur d'Aubigny, and the said dame testatrix had promised to the said deceased Francis Dumuy and the said Pict, to encourage their marriage, and for the which they had appointed three muids of rye wheat, measure of the said Aubigny, which since then the said Sieur Esme Stuart, son of the said dame, has caused to be reduced twelve per cent., be paid to the said Pict, and a like price and per centage, according to the said reduction, upon the said land, jurisdiction, and seigneurie of Croizy, pertinents, and dependencies, which belong to the said dame, the which dame has for this end bound and mortgaged, binds and mortgages, the said land and seigneurie, per-

tinents, and dependencies, and without prejudice to the said Pict, to sue the said Sieur Marquis de Canillat for the sum of twenty-five crowns, which remain to be paid by him of the said sum of a hundred crowns which the said deceased Dame Mareschalle had bequeathed to her.

Item, to Gabrielle Bechereau, nurse of the said Seigneur Esme Stuart, the sum of thirty-three crowns and the third of a crown sol, to assist her in marrying her daughters.

Item, the said dame gives to Florentine Fagoue, chambermaid of the said Damoiselle Henrietta, the sum of sixteen crowns and two-thirds of a crown sol, to be paid once; and, moreover, wills that what remains to be paid to her of her wages at the time of the decease of the said dame, be paid to her at the rate of fifteen livres a year.

Item, gives to Jehanne, governess of her grandchildren, the sum of ten crowns sol, to be paid once, and her furred night-gown.

Item, to Master Claud Guyard, steward of the said Sieur Esme Stuart, son of the said dame testatrix, the sum of six crowns, to be paid once.

Item, to Matthew Carron, master tailor, the sum of six crowns, to be paid once.

Item, to Claude Lefebure, as well for the services which he has rendered to her, as in discharge of the money which he and deceased Fleurentine Deforeaulx, her maid, might have lent to her, the sum of ten crowns sol, to be paid once.

Item, to Jehanne Chesne and Jehanne Pelloille, her women, other ten crowns, to be paid once.

Item, to Boutemais, butler of the said Sieur Esme Stuart, the sum of six crowns, to be paid once.

Item, to Clement Bouteille, baker, other six crowns, to be paid once.

Item, to the heirs of the deceased Sieur Duboist, issue of the bastard de Guya, the sum of sixty-six crowns and two-thirds of a crown sol, to be paid once.

Item, to Pierre [], who at present acts as cook in the house of the said Sieur Esme Stuart, and to Joseph [], gardener of the gardens of the said seigneurie of la Vererie, to each of them, three crowns, to be paid once.

Item, to Naquin, porter of the said Castle of Vererie, and to his wife, four crowns, to be paid once.

Item, to Regnee, housemaid of the house of the said Sieur Esme Stuart, three crowns sol, to be paid once.

Item, to Jacquette, kitchen-maid, one crown sol.

Item, to William, the swineherd, another crown sol.

Item, to Edme Robisson, daughter of the Scotch shoemaker, the sum of thirty-three crowns and the third of a crown sol, to be paid once.

Item, to Anne Guillart, her god-daughter, daughter of the deceased father Guillart, in his lifetime master barber and surgeon, as well for the services which the said deceased Guillart has rendered to the said deceased Sieur d'Aubigny, husband of the said dame testatrix, and to the said dame, as for medicines which he may have furnished to them, the sum of sixteen crowns and two-thirds of a crown sol, to be paid once.

Item, wills and ordains that the sum of sixteen crowns and two-thirds of a crown sol, which she had promised to the widow Mathieu Delestre, to aid in marrying Margaret Delestre, be paid to the said widow, in so far as it has not been so.

Item, the said dame wills and ordains, that whereas Frances Blanchard, widow of the deceased Stephen Demahis, might not have been paid the sum of six hundred and sixty-six crowns and two-thirds of a crown sol, which she had granted to her to be levied upon the rent which the said Sieur Esme Stuart has upon the receipt-general, established by the King at Bourges, for the reasons adduced for the assignment which the said dame affirms to have been

Item, to the daughter of the son-in-law of one named Cornelle, her god-daughter, other ten crowns, to be paid once.

Item, to the son of the deceased Catherine Delacroix, to recompense him for the dress clothes which the said Delacroix, his mother, had left by her decease, of which the said dame testatrix had retained some, and caused the greater part to be given away, the sum of ten crowns sol, to be paid once.

Item, the said dame wills and ordains that the sum of eight crowns and the third of a crown sol, which was due to the late Drog of the remainder of his wages, and who had begged the said dame to deliver the said sum to the wife of Peter Houet, hosier, that said sum be paid and delivered to the said woman Houet, in so far as it has not been so.

Item, the said dame gives to the son of Martin Pelletier, at present gardener of Aubigny, her godson, the sum of ten crowns sol, to be paid once.

Item, to Anne [], daughter of one who was gardener at the said Castle of la Verrerie, at the time that the said Sieur Esme Stuart broke his arm, the sum of ten crowns sol, to be paid once.

Item, to Silvyne Drouet, to assist in marrying her, the sum of ten crowns sol, to be paid once.

Item, the said dame wills and ordains that the donations which the said deceased Seigneur d'Aubigny, her husband, and she herself have made to Demoiselle Margaret Dugriffon, widow of the deceased Reué Delachenac, in his lifetime Sieur de Coullanges, contained in their contract of marriage, together with the discharges of base tenures which the said dame has since made to the said Dugriffon, obtain and take their complete and full effect, and, for this end, has, by these presents, ratified, confirmed, approved, and accepted them.

For accomplishing all which things above mentioned, the said dame testatrix has made, constituted, and ordained, constitutes, ordains, and establishes, as her true and faithful executors, the said Sieur Esme Stuart, her son, and

castle ward of the said Aubigny, as witnesses, the fourth day of December, one thousand five hundred and seventy-nine years. The draught being signed by the said dame and witnesses together with the said notary.

173. WARRANT by KING JAMES VI. for appointing a tutor to Dame ELIZABETH DOUGLAS, relict of James Earl of Mortoun.—1581.

OURE Souerane Lord ordinis ane letter to be maid under his prievie seill, in dew forme, makand mentioun that it is fund be ane conning inqueist, and retowrit to his Hienes Chancellarie, that his louit cousingnace, Dame Elizabeth Dowglas, relict of vmqle James, sumtyme Erle of Mortoun, is idiot and prodigall, having nowther tyme nor end of expenssis, nor discretioun of himself to rewl and governe hir landis, leving, and gudis, and sa is sik ane woman to quhame the administratioun or alienatioun of landis and gudis is forbiddin of the law ; sa that scho man be supportit be ane administratour or tutour, that scho be not brocht in pouirte for falt of counsale and gouvernement ; and that scho hes bene under this idiotrie be the space of cr therby last bipast, as the retour past thairupoun at mair lenth proportis: Quhilk considderit be our said Souerane Lord, and remembering that it specialy appertenis to his Maiestie, of his princelie office and royall awtoritie, to provide succour and supple tymouslie for preservatioun of the said Dame Elizabeth, alsweill in honorabill and cumly maner for hir persone, as saifty of hir landis and gudis fra delapidatioun or casting away in wrang vsis, hes, with avise and consent of the Lordis of his Hienes Secreit Counsale, maid, constitute, and ordinit, and be the tennour hereof, makkis, constitutis, and ordinis administratour and tutour to the said Dame Elizabeth, and gevis to him the office therof, and administratioun of hir, hir landis, herietage, coniunctfeis,

lyfrentis, annuelrentis, gudis, and geir quhatsumeuir, movabill and vumovabill, perteing, or that justly may pertene to hir, induring hir lifytyme, at the leist sa lang as scho abydis vnder the said idiotrie : With speciall and full power to him to intromet with and vse the saidis landis and gudis be himself, his chalmerlanis, factouris, or vtheris in his name, and gif neid beis, to call and persew therfore, and for reduction and annulling of any infettmentis, takkis, or vther dispositiouns quhatsumeuir, maid or consentit to be the said Dame Elizabeth in ony tyme bipast, within the spaice forsaid of the said idiotrie, as accordis of the law : And generally all and sindry vther thingis to do, exerce, and vse, etc. ; and that the said letter be extendit in the best forme, with all clauss neidfull, and with command in the samyn to all and sindry his Hienes leges, subiectis, and vtheris quhame it efferis, to reddely answer and obey to the said _____, his chalmerlanis, factouris, and seruitouris in his name, in all thingis concerning the said office of administratioun and tutorie forsaid, as is abonewrittin, but stop or impediment, vnder all hieast pane, charge, and offence, that thai, and ilk ane of yame, may commit and inrynn aganis his Maiestie in that part. Subscriuit be oure Souerane Lord at _____ the _____ day of _____ the zeir of God 1^m v^o fourescoir ane zeiris.

James R.

174. GIFT by KING JAMES VI. to ESME EARL OF LENNOX of the escheat of all goods which belonged to James Striueling of Keir, Knight.—1581.

OURE Souerane Lord ordanis ane lettre to be maid vnder the prive seill in dew forme, to his hieness richt traist cousing and counsalour, Esme Erle Lennox, Lord Dernlie, Dalkeith, and Obigne, heich and greit chalmberlane of this realme, his airis and assignais ane or ma, off the gift of the eschaett of all gudis, movabill and vnmovabill, dettis, takkis, stedingis, rowmes, possessionis, actionis, actis, contractis, obligationis, jowellis, gold, siluer, cunzeit and vn-cunzeit, and vtheris gudis and geir quhatsumever quhilkis pertinit to James Striueling of Keir, knyght, and now pertaining to oure souerane lord, and at his hieness dispositioun, throw being of the said Sir James ordourlie denuncit rebell, and put to his hienes [horn], be virtew of lettres in the four formes purchest at the instance of

Hammiltoun of Bardowye, for nocht fulfilling of his part of ane contract maid betuix thame as in the saidis lettres and executionis thair of is at mair lenth contenit; with power to his said traist cousing, his airis and assignais forsaidis, to intromett and vptak the saidis eschaett gudis, geir, and dettis at thair awin handis, quhairever the samyn may be apprehendit, and thairvpoun at thair plesour to dispone, and to call and persew thairfor gif neid be, and to occupy the saidis takkis and stedingis with thair awin proper gudis, or sett the samyn to tennentis, as thai sall think expedient, during the tyme thair of, frelie, quietlie, etc, but ony reuocatioun, etc.; and that the said lettre be extendit in the forme with all clauss neidfull. Subscriuit be oure said Souerane Lord, at
day of the zeir of God 1581 zeris.

JAMES R.

gratis.

175. CONTRACT between ESME FIRST DUKE OF LENNOX and JOHN MAXWELL, EARL OF MORTOUN, relating to the lands of Ingerstoun and others.—9th November 1581.

AT Halieruidhous, the nynt day of November, the zeir of God 1^m v^o foir score ane zeris, it is appointtit, aggreit, and finalie endit betuix ane noble and potent prince, Esme Duik of Lennox, Erle of Darnlie, Lord of Tarboltoun, Dailkeyth and Aubigny, heich and greit Chalmerlane of this realme, on that ane pairt, and the rycht honorable Johnne Erle of Mortoun, Lord Maxwell, on that vther pairt, in maner, forme, and effect as eftir followis: that is to say, nochtwithstanding that, be the procurment of the said nobill prince, the confirmation and ratificatioun of the infestment quhilk the said Johnne Erle of Mortoun hes of ane pairt of the landis and baroneis quhilk pertenit to sumtyme James lait Erle of Mortoun is to be past and ratifeit be ovr Souerane in this present Parliament, zit vnder the samen sall nocht be comprehendit the lands of Ingerstoun, Spittilhauch, Lochvrd, Kirkvrd, Quhilt and Fechan, nor vtheris fundit and mortifeit to the College of Dailkeyth, bot the samen to remane thairwith according to the fundatioun and mortificatioun thairof maid of awld, nether zit ony annuellrentis fundit to the college or hospitall of Dailkeyth, nethir zit the donatiounis of the beneficeis and personageis of Newlandis and Kilbucho, vnit and annexit to the said college, bot the samen to remane thairwith, according to the fundatioun and annexatioun thairof: And forder, the said nobill prince, Duik of Lennox, and the said honorabill Erle of Mortoun, nochtwithstanding the premiss, ar content and consentis that quhatsumewir vther actioun may arys or appertene to vtheris wpoun the contract maid betuix thame annent the landis quhilk pertenit to the said vmquhile James, sumtyme Erle of Mortoun, of the dait at the day of the zeir of God 1^m v^o zeiris, remane in

the awin strenth, vnpreiudgeit be thir presentis : And heirto baytht the saidis pairteis ar content and consentis that thir presentis be actit and registrat in the bulkis of Consall, and to that effect makis, constitutis, and ordanis
 procuratouris to
 compeir for ws, and consent to the registering heiroy, promittentes de rato.
 In vitness of the quhilk thing, baytht the saidis pairteis hes subseruyit thir presentis, day, zeir and place forsaidis, before thir vitness, Mr. Dauid Makgill of Neisbet, aduocat, Mr. Henrie Ker of Calderhall, Maxvell of Cowhill, with vtheris diuerss.

ESME Duke
of Lennox

George Earl of Lennox

176. APPOINTMENT by KING JAMES VI. of ESME FIRST DUKE OF LENNOX as Captain of the King's Body Guard.—5th March 1581.

JAMES, be the grace of God King of Scottis, to all and sindrie our liegis and subdittis quhome it efferis, quhais knowlege thir our lettres sal cum, greting : Wit ze ws, vnderstanding how necessar it is that our maist nobill persoun sal be weil and surelie attendit vpoun, alsweill in our rydeing and passing to the feildis, as within our hous, haue thocht meit and expedient, be auise of

the Lordis of our Secreit Counsall, that a certane cumpanie of abill and trustie personeis of guid affectioun to ws and oure service sal be appointit for oure gaird, vnder the charge and commandment of oure darrest cousing and counsallour, Esme Duik of Lennox, Erle of Darnlie, Lord of Tarboltoun, Dalkeith, and Obignie; thairfore we, with aise of the saidis Lordis of oure Secreit Counsall, haue maid, constitute, and ordanit, and be thir oure lettres makis, constituteis, and ordanis oure said darrest cousing and counsallour capitane and commander of oure gaird during oure will: with power to oure said darrest cousing and counsallour to lift and rais thretty abill and trustie personeis, witht ane lieutenant, for the better governyng and commandment of thame, to be oure daylie and ordinar gaird for attending vpoun oure persone, quhairevir we happin to be; the aithis of fidelitie of the saidis personeis to tak, and thame to ressaue, admit, displace, imput and output, as he sall think expedient, rewleis and statuteis toward the forme, ordour, and tymes of thair service to mak and caus be obseruit: Attoure, we, with aise of the seidis Lordis of oure Secreit Counsall, haue gevin, grantit, and appointit, and be thir oure lettres gevis, grantis, and appointis, in monethlie wages to our said darrest cousing and counsallour, capitane of oure said gaird, fiftie pundis; to the said lieutenant threttie pundis, and to everie ane of the said cumpanie fyvetene pundis; extending in the haill monethlie to fyve hundreth threttie pundis money of oure realme; to be payit in sic maner as sal be appointit to oure said darrest cousing and counsallour, or vtheris havand his power to ressaue the samin, quhais acquittance sal be sufficient for the ressait thairof; and he to distribute the wageis ressavit be him, and in his name, to the cumpanie, eftir the rait abonewrittin: and generallie all and sindrie vther thingis to do, exerce, hant, and vse, that to the office of capitanrie ar knawin to appertene: firme and stable haldand, and for to hald, all and quhatsumevir thingis oure said darrest cousing and counsallour in the premissis lauchfullie

leidis to be done : Quhairfore we charge straitlie and commandis zow, all and sindrie oure liegis and subdittis foirsaidis, that ze ansuer, intend, and obey to oure said darrest cousing and counsallour, and his deputtis in the said office, vnder all hieast pane and charge that efter may follow. Gevin vnder oure privie seill, at Halyruidhous, the fyift day of Marche, the zeir of God 1^m v^o fourescoir ane zeiris, and of oure regnne the fyvetene zeir.

Per signaturam manibus Supremi Domini nostri Regis ac dominorum sui Secreti Consilii subscriptam, etc.

177. ACT by KING JAMES VI. and his SECRET COUNCIL in favour of
ALEXANDER ERSKINE of Gogar.—January 1584.

Apud Halyrud House.— Die Januarii Anno Domini 1^m v^o lxxxiiii.

FORSAMEKLE as for the gude, trew, and thankfull seruice maid to oure Souerane Lord, it hes plesit his Hienes, with auise of the Lordis of his Secreit Counsale and of his Collectour General, to gif and dispoine to his trusty and welbelouit Alexander Erskin of Gogar and his barnis certaine zeirliche pentionis of money and victuall, to be resaut and upliftit be thame, furth of the thriddis of benefices and collectorie, as his Hienes giftis maid to thame thair upoun at mair lynth beris : And his Maiestie, willing that they be suir of payment of the saidis victuallis, and thair saidis giftis sall remane firme to thame, and on naways be subiectit to ony his Hienes reuocationis maid, or to be maid heirefter ; Thairfoir his Hienes, with auise of his Secreit Counsall and of his said Collectour General, willis and grantis, and for his Hienes and his successouris, decernis and declaris that the saidis pentionis and dispositionis grantit to the said Alexander and his barnis hes not fallen, nor sall not fall vnder his Hienes reuocationis foirsaidis ; bot now as than, and than as now, expreslie reseruiss and exceptis the same ; and that na thing be

extendit to thair preiudice be the saidis reuocationis : quhairanent in this cause his Maiestie specially dispensis be this present Act.

JAMES R.



178. LETTERS OF PROTECTION AND RELAXATION by KING JAMES VI., in favour of Captain THOMAS CRAWFORD of Jordanehill.—9th March 1585.

JAMES, be the grace of God King of Scottis, to oure louitis Luis Thorntoun, John Jackson, messingeris, oure shireffis in that part coniunctlie and seueralie specialie constitute, greting : Forsamekill as we haue takin, and be thir presentis takis oure weilbelouit Capitane Thomas Crawford of Jordanhill, his wyff, bairnis, tenentis, seruandis, his and thair landis, heretages, males, fermis, houss, biggingis, rowmes, possessionis, cornis, cattell, insicht plenishing, and vtheris his gudis and geir, actionis, and caussis quhatsumeuir, vnder oure speciall protection, maintenance, supple, defence, and suir saulfgaird, to be vncallit, vnmolestit, troublit, poindit, arrestit, intronettit with, impedit, or in ony wayis pursewit in tyme cuming, vtherwayis nor be ordour of law and iustice : and to the effect nane pretend ignorance heirof, oure will is, and we charge zow straitlie, and commandis, that, incontinent thir oure lettres sene, ze pas, and in oure name and autoritie mak publication and intimatioun of the premiss, be oppin proclamatioun at the marcat croce of oure citie of Glasgow, and all vtheris places neidfull, and that ze command and charge all and sindry oure liegis, of quhat estate, degre, or conditioun that euir thay be of, that nane of thame tak vpon hand to molest, troubill, inquiet, or pursew the said Capitane Thomas, his wyff, bairnis, and vtheris foirsaidis in thair bodiis, gudis, or geir, in tyme cuming, bot as law will ; or vtherwayis to do or

attempt ony thing tendiug to the violatioun of this oure speciall protectioun, in ony point, as they, and ilk ane of thame, will answer to ws vpouu thair obedience at thair vttermost charge and perell, and vnder all hieast pane, cryme, and offeuce that thay may commit and incur aganis oure Maiestie in that behalf: And siclike, that ze, in oure name and autoritie, relax the said Capitane Thomas Crawford fra the proces of oure horne led aganis him be vertew of oure vtheris lettres rasis at the instance of oure rycht traist cousing, James Erl of Arrane, and Johne Lord Hammiltoun, his tutor, for his interes, for not deliuery to the said tutour of certane siluer werk, tapestre, and jowellis, allegeit intronettit with be the said Capitane furth of the Castell of Hammiltoun: Ressaue him to oure peace, and gif him the waired thair of simpliciter in tyme cumiug: And in lyke maner, that ze discharge Robert Cunnyngname and Jhonne Hammiltoun, persoun of Crawfordjohnne, purchessouris of the said Capitane Thomas' gift of escheit vpoun the said horning, of all medling or intronetting with his gudis and geir, males, fermis, and dewiteis of his landis, be vertew therof, or of quhatsumeuir oure lettres past therupon, as thay will likewyis answer vpoun thair obedience: Discharging siclyke all officiaris of oure armes of putting of the samyn letters to forder executioun, and of thair offices in that part, as ze will answer to ws therupoun: The quhilk to do we comit to zou, coniunctlie and seueralie, oure full power be thir oure lettres, deliueriug thame be zow dewlie execute, and indorsate agane to the berare. Gevin under oure signet and subscriuit with oure hand, at Haliruid house, the nynt day of Marche, and of oure regnne the nyntene zeir, 1585.

J. THYRLSTANE.

JAMES R.

xij^o Marchij 1585.

Registratum in libro registri vicecomitatus de Renfrew, per me, Joannem Vaus, notarium, ac ejusdem scribam, sub meis signo et subscripcione manualibus.

JOANNES VAUS, N.P.

Upon the tent day of Marche, the zeir of God 1^m v^s lxxxv zeiris, I, Lwes Thornetoun, messinger, passit, at the command of thir oure Souerand Lordis lettres, to the markat croce of Edinburgh, and thair, be opin proclamatoun, maid publicatioun and intematioun of thir oure Souerand Lordis lettres within writtin, and sielyk relaxit the compleners within specifit fra the proces of our Souerand Lordis horne, and delyuerit the wand of pexe to James Crawford of Mynnok, servitor to the said Capitane Thomas Crawford, complener within specifit, conforme to the tenour of thir our Souerand Lordis lettres within writtin in all poynctis. This I did befor thir witness, Andro Horne, messinger, Robert Frasser, vnicorne pursuevant, Johne Haliday, merchant, with utheris dyuerss : and, for the mair witnessing heirof, I haue subscriuit the samin with my hand. My signet is affixt. LUES THORNTOUN, Messinger.

[Here follow the executions of the letters at Renfrew and Glasgow in similar terms.]

179. WARRANT by KING JAMES VI. and LUDOVICK SECOND DUKE OF LENNOX for setting the mill of Partick to THOMAS CRAWFURD of Jordanehill. —20th December 1587.

We, James, be the grace of God King of Scottis, Ludouick Duke of Lennox, etc., and vtheris under subscrivaris, quahais aduyse and counsale Walter, Com-mendatar of Blantyre and fewar of the barony of Glasgw, is, be Act of Secret Counsale, bundin to follow in fewing of the said barony to the kindlie tenentis and possessouris thairof, vnderstanding, be autentick writt, schawin and producit befor ws and be vther sufficient tryell, that our louit Thomas Crawford of Jordanehill is kyndlie tenent of the myln, myln hous, and myln landis of Partick, with the astrict multuris and pertinentis of the samyn, lyand in the said barony, quhairof he is, and hes bein, in peeciabill possessioun thir mony zeris bygane, be virtew of heretabill rycht and few grantit to him

thairof, be sic as had sufficient powar for the tyme to set the same : And we nawais willing that the said suld be hurt or preindgeit therin be the lait Act of Parliament quherby the said barony became in our handis and was dispoit to the said Commendatar, bot that he suld be prouydit of sic vther rycht as the said Commendatar may grant to him be law ; and samekill the rather in respect of the guid, trew, honest, faythfull, and constant service done to us and our Hous of Lennox be the said Thomas, in all tyme bygane, fra his zouth, and knowing him to be of guid mynd and intent to continew therin vnto his lyffis end : Thairfoir, haveing tryit the said Thomas to be kyndlie to the forsaid myln and pertinentis therof, it is our will, and we are content and consent that the said Commendatar set the forsadis myln, myln hous, myln landis, and pertinentis of the samyn, heretablie in fewferme to the said Thomas, his airis and assigneis, conforme to his infeftmentis grantit to him therof of befoir, as said is, and for payment of sic few dewitie as is contenit therin, be thir presentis, whilkis sall be sufficient warrand to the said Commendatar for that effect : Subseruyit with oure handis, at Edinburgh, the xx day off December, and of our regnne the xxj zeir 1587.

J. M. Cancellarius.

JAMES R.

J. BELLENDEN.

S. ROBERT MELUILL.

LENOX.

LINCLOUDEN, Collectour.

CLs. Regri.

180. DISCHARGE of LETTERS OF REVERSION by KING JAMES VI., as heir to John and Mathew, Earls of Lennox, in favour of SIR JAMES EDMESTOUNE of Dunraith.—27th February 1591.

JAMES, be the grace of God King of Scottis, to all and sindrye our liegis and subdittis quhome it effeiris, quhais knavelege thir our lettres sall cum : Wit

ze ws as pronevay, air, and successour be progres to vmquhyill Johnne Earle of Lennox, Lord Darnelie, our grandshir, and als oiy, air, and successour be progres to vmquhyill Mathow Earle of Lennox, Lord Darnelie, our guidshir, and sielyk, as narrest and lauchfull air and successour be progres to vmquhyill Robert Earle of Marche, brothir germaine to our said guidshir, to heue renuncceitt, queytecleameitt, and dischargeitt, and be thir our lettres, for vs and our successouris, simpliciter renuncis, queytecleames, and discharges to our louitt, Schir James Edmestoune of Duntraith, knycht, his airis and assignayis, the thre lettres of reuersioun eftir specifeitt; the ane therof maid and granttitt be vmquhyill Villame Edmestoune of Duntraith, father to the said Schir James, to the said vmquhyill Johnne Earle of Lennox, our grandschir, his airis and successouris, vpon redemption of all and hail the landis of Balloche, with the myll thereof, and astricte moutiris therto, with the pertinenttis, lyand in the earledome of Lennox and our shireffdome of Dunbartane, containing the sowme of sax hundir markis money of our realme, and the vthir reuertion maid be vmquhyill Villame Edmestoune of Duntraith, father to the said Schir James, for him, his airis and assignayis, to the said vmquhyill Mathow Earle of Lennox, our guidshir, his airis and successouris, for redemption of the saidis landis of Balloch, with the mylle therof, with the pertinenttis conteneing the sowme of ane thovsant markis: And the thrid reuersioun, granttit be James Edmestoune, now of Duntraith, knycht, to Robart Earle of Marche, brother germaine to oure vmquhyill guidshir, containand the sowme of ane thovsant pundis; and all uther reuersiounis, gif ony be maid and granttit to oure predecessouris foirsaidis, or ony vtheris oure predecessouris, be the predecessouris foirsaidis of the said Schir James, or ony wtheris his predecessouris in tymes bygain, for redemption and outqueyting of the said landis and mill respectiue, or ony part thereof; and therwyth to heue renuncitt all rycht, tytill, entres, and cleame of rycht, regres and ingres, to the foirsaidis landis, or ony

part and pendickile of the sameing, propirtie and pocessioun heritable therof, quhilks we, as air and successour aboune vrytin, or ony our successouris haid, hes, or ony vayis may hef, cleame, or pretend in and to the foirnameit landis, with the pertinenttis, propirtie and possessioun heritabill, petitor and pocessour, be wertew of the saidis lettres of reuersiounes, or quhatsumever vtheris reuertiounis, rycht, and tytill we may heue or cleame therto, or ony part therof, beifoir the dait of thir our lettres; renvnsand the sameing and all actioun that be ony vay is competent to ws theranent, for vs and our successouris, to the said Schir James Edmestoun, his airis and assingnayis, for euir; sua that the saidis landis and mille, with the pertinenttis and pendickillis, may and sall remaine and abyd with the said Schir James and his foirsaidis, irredeamabill and heritabillie in all tymes cuming, nochtwithstanding the saidis lettres of reuersiounes, or ony vther tytill that we may cleame therto, as said is, and we and our successouris to be perpetuallie secludditt therfra, and fra all redemption therof for euir, be thir our lettres, subscryuit with our hand, and gifin under our signett, at Glessgow, the pennult day of Februari, and off our rignne the xxv zeir 1591. Beifoir thir witnes, James Lindsay, brothir to the Earle of Craford, William Hume, maister stabillar to his Magistie, and James Edmestoun, servitour to the Lard of Duntraith, with vtheris dyueris.

JAMES R.

181. MEMORANDUM by THOMAS CRAWFURD of Jordanehill as to his right to the mill of Partick.—[*Circa*, 1591.]

ANE mineit of my rychtis of the mill of Partik, obtieinit of his Majestie and vtheris, at sindry tymes, as it beris was necissar as the occasioun come in hand.

Item, in the first, quhen the Lord of Leuenox, my maister, came last out of Ingland, he fand his Bischooprik of Glesgw waikand be the barratrie of

Bischope Beitoune, and his Lordschipe maid Maister Johne Portarfeild, now minister of Air, Bishop of Glesgw, apone conditionnes that he sould sell the landis of Glesgw to his Lordschipe, his airis and successoris to the honse off Lennox, and that he sould heue ancht hundreyth merkis be zeir, and his Lordschipe to tak vp the haill; and his Lordschipe commandit the said Johnne Portarfeild to gif me ane few of the mill of Partik and Quhytinche meidow, quhilk he did, as my infetment therof beiris, quhilk I heue to shew; and his Lordschipe commandit the Laird of Mynto for the tyme to put me in poces-sioun of the same, quhilk he did. For sic causs as his Lordschipe thocht me wordie of the same, quhilk I leif to wtheris to speik of: alwayis the said Maister Johnne Portarfield could nocht be admittit be the kirk, becaus my Lord was slaine in the meintyme; zeit notwithstanding I remanit in poces-sioun of the said mill and meidow, and lanbowrit the said meidow thre zeir with my awin pluiche, sa lang as the Bischoprie was vaikand.

Item, secoundlie, I obtenit his Maiesty's obligatioun, be advyis of his Maiesty's Regent, the Lord of Mar and Counsall, that quhan a Bishop of Glesgw was maid, my few sould be ratiffeitt; my Lord of Mar in the meintyme decessis, and me Lord of Mortoune is maid Regent, and I obteneit his Maiesties obligatioun the secound tyme to the effect fairsaid.

Item, thridlie, my Lord of Mortonne maid Maister James Boyd Bischope, and according to his Maiesty's obligatiounes fairsaid, his Maiesty causit the said Bishop Boyd to gif me ane few of the said mill, bot the Lord of Mortoune evillt me of the Quhyt-inche meidow, and I gat it nocht, quhilk meidow Johnne Stewartt hes gottin sen syne, for vailient deidis done be him.

Item, schortlie thereftir my Lord, your Lordschip's fathir, came in Scotland, and Bishop Boyd being deceist, his Lordschipe gat the gift of this Bischoprie, and resaut the maill and dewtie therof dyueris zeiris, as our discharges of his

Lordschipe beiris : Sua my Lord being in peciabil poecessioun, he nameit ane bischop of his awin, callitt Maister Robart Montgomrye, to the effect that the lands of Glesgw myght be fewit to his Lordschipe, his aris and successoris of the house of Lennox, as it haid nevir bene menitt, and schortlie thereftir, apone sum occasioun, his Lordschipe gais to France, and then departis this lyff ; and sua his Lordschipsis bischope was nevir admittitt.

Item, nixt zour Lordschips self gat the gift of this barrounye, and eftir zour fatheris deceiss come in poecessioun thereof, be the setting of the fews, and resauing of our entressis ; at the quhilk tyme his Maiesty and Counsell gaif ane command to the Pryour of Blantyr, zour Lordschipsis tutour for the tyme, to gif me ane few of the said mill, conforme to my former few, as his Maiesty and Counselis varrand to the Pryour will shew in the self, quhilk I haue.

Nixt, zour Lordschipe being of perfyt aige, zour Lordschipe causit the Pryour of Blantyr to resing this lordschipe in his Maiesty's hand, to the effect at the tennentis mycht be maid suir be ane new few haldin of his Maiesty, quhilk vas done, and was the third few to me ; alwayis we war obleist to hald of zour Lordschipe as superiour, and immediatlie thereftir zour Lordschipe gat ane new gift of his Maiesty, quhair of zour Lordschipsis doaris hes to shew : and, as I haue said, this is the thrid tyme that I am infett, as I heue to schew with all the rest of my infettmentes, obligatiounes, and rychts maid of befor, that zour Lordschipe may see that I heff at all tymes gottin that thing, his Maiesty and the law baith mycht mak me, as also quhow zour Lordschipe, and zour Lordschipsis predecessouris hes beine continewalie in pocession of this lordschipe, as I dout not, bot zour Lordschipe is bettir informeit nor I can do of the mater, and quhen his Maiesties pleisor is satisffeit, I dout not bot his Maiesty will lat the law heue place, and in the meintyme, I pray God to movis his Maiesty's hart to do the same, and to preserff his Majesty boith boidye and saull.

And all the rychtis and oblismentis vithin writin I sall delyuir to zour Lordschipe.

Dorso—Ane mineit of my richtis off the mill of Partik, and sum remembrance of your Lordschipes and predecessouris poccassioun to this lordschipe.

182. Another MEMORANDUM by THOMAS CRAWFURD of Jordanehill as to his right to the mill of Partick.—[*Circa* 1594.]

In the furst, his Majesteis continowall fawor to me, as his leteris will schaw suksisiwe as eftir folowis :—

My richt, kyndness, and possessiounne of the Mylne of Partik, and how I com to it, and for quhat caus.

Item, in primis : My Lord, my meister, the Erle of Lawenox, quha wes slaine in Striueling, gaiff it to me eftir Dunbarten wes wind, and for that caus, as my infetment beiris ; and commandit Mr. Jhone Portarfeild, quha wes bischop for the tyme, be his gift past the grit sell, and sett in Parlament as bischop, to giff me ane infetment of the said mylne, quhilk he did, as it will beir of the selff ; and also commandit the Lard of Minto for the tyme to put me in pecebill possessiounne of the said mylne, togidder with the Bischop medow, quhilk he did, and also geff me ane pensiounne of twa hundretht lib. furtht of the Priorie of Sanctandrois, as my gift therof past the priwie seill will schaw in the self ; and now my maister wes deid, the Pryor, his brothir, wald newer giff me ony thing therof, and also the Bischop, James Boyd, tuik the medow fra me, swa of that thing my maister geff me for my service done at Dumbartin thair remanit na mair with me bot the mylne only.

Secundly, my maister being slane, the Kingis Maiesty, witht awyis of his

Regent, the Erle of Mar, promesit to me be the word of ane prince, and be way of obligatioun, as it wil beir in the selff, to caus the Bischopis of Glesgow for that present, or quhomsoewir suld be bischop thereftir, to ratifie my infetment of the mylne and medow fairsaid, and also my pensioune fairsaid.

Thridly, my Lord of Mar being deid, and me Lord of Mortoune Regent, his Maiesty renewit his obligatioun fairsaid, with awys of his regent, the Erle of Mortoune, as it will schaw in the self.

Ferdly, the pacificatioun being meid, his Maiesty geff me the threid obligatioun and promiss, as is fairsaid, togidder with his Maiesty's testimoniall of my fidelitie and guid service, as it will schaw in the self.

Fyftly, wpon my greit coist and chargis, I obtenit ane few of Bischop James Boyd of the said mylne.

Sextly, his Maiesty being of perfyte eig, I obtenit his Maiestieis promeis of the said mylne, be his lettir to my Lord Secreter, as his Lordschipe wil testifie.

Sewintly, I haw his Maiestieis promeis be his lettir to my Lord Pryour of Blantyre, as the samyn will beir.

Auchtly, his Maiestieis directioun, be his awin mouthte, to my Lord Pryour of Blantyre, in presence of my Lord Chancler, with wthiris.

Nyntly, his Maiesty's will specially declairit be his wryting to my Lord Pryour of Blantyre, containing sic motiues and ressounes as mowit his Maiesty to do the samyn, togidder with

Tenth, concerning my kyndnes and possessioun, I am kyndly tennent be ressoun their wes newir no man tennent of the said mylne bot I, and com in possessioun as said is, and hes bein this xxvij zeir; and quhat guid will I haiff borne to his Maiesty's service, and to the house of Lawenox, and quhat ewill will is borne to me for the samyn, I remitt to zour Lordschipsis wisdom,

and all thir premiss foirsaid I haiff presently for to produce befor your Lordschipe.

Lewintlie, I haif me Lord Duik, quha is witht God, guid will of the said mylne be his lettir, togiddir witht my Lord Duik of Lawenox for the present, approwing the samyn, as they will beir in the self at mair leinthtis.

Item towiltly, resonis to my Lord Duk and his frindis how his Lordship, nor his hous, is nawayis hurt be my fewe of the mill of Partik.

Last of all, ane sesing halden of the Kingis Maiesty, conforme to ane charter of Partik and Gwanward, and eftir all this forsaid his Maiesteis leter to me ovt of Fakland to the afykt forsaid; as also his oun promis in Dumbartan.

183. DISCHARGE by DANIEL GRAHAME on behalf of SIR DAVID LINDSAY, in favour of Captaine THOMAS CRAFURD.—2d March 1595.

I, Daniell Grahame, Dingvall purseylvant, grantis me to haiff recavit, in name and behalf of Sir Dauid Lindesy of the Mouth, Knycht, Lyon King of Armes, for Captaine Thomas Crafurd of Jordenhill, fewar of the mill of Partick, the sowme of aucht pundis vi^s viii^d money, for the rest and compleit payment of fiftie merkis restand awand be the said Captaine Thomas for the taxatioun of the said myln, off the taxatioun quhilk was grantit to the Kingis Maeisteis mariage, and assignit wnto the said Schir David and his brethern heraldis, quhair off I hald me weill content and sattisfeit, and thairfor discharges the said Captaine Thomas, and all vtheris quhome it effeiris for ewer, be this my acquitance, subseryvit with my hand, at Glesgow, the second day of Merche, the zeir of [God] i^m v^o lxxxxv zeiris, befor thir witness, Andro Newing, vrytter, and Robert Shankis, my servand.

Andro Neving, vitnes.

DANIELL GRAHAME, with my hand.

184. OBLIGATION by the PRESBYTERY OF GLASGOW in favour of GEORGE, JAMES, and ARCHIBALD ERSKINE.—14th November 1597.

Decimo quarto die mensis Novembris 1597 :

FORSAMIKILL as Maister George Arskein, James and Archibald his brether, haiffing giffitit to thaim be his Maiestie the thridis of the Bischoprik of Glasgw, hes of thair frie benevolence grantit for the provisounne of the ministrie of Glasgw, to witt, to Maister Johnne Cowper ane chalder malt and ane chalder meall, and wnto Maister Johnn Bell ane chalder malt and ane chalder meill, to thame and thair successouris serveing the cuir, zeirlie to be vpliftit be thame furthe of the said thridis, according to the speciall assignatioun maid to thame tharvpoun, the breithering of the Presbiterie of Glasgw bindis and oblissis thame that thai sall not in any tyme heirefter importun, trubbill, or molest the said Maister George, James, and Archibald, be preissing tham, or seiking of thame ony farder for provisoun of the ministrie furthe of the foirsaid thridis : and for the farder securitie of the said Maister George, James, and Archibald, we haive subscryvit thir presentis, registrat in our buikis of presbiterie, the day and zeir foirsaid.

Mr. ARCHIBALD GLEN, Minister att

Rutherglen.

Mr. PATRIK SCHARP.

Mr. J. COUPER.

Mr. JOHNE BELL.

Mr. ALEX^r ROWATT.

Mr. WILLIAM DUNLOP.

M. BLASE LAURIE, Moderator of the
Presbyterie.

Mr. JOHNN BELL, Minister at Cadder.

Mr. ROBERT HAMMILTON, Minister
at Cathcart.

Mr. JOHNE GIBSOUN.

Mr. ANDRO BOYD.

Mr. JOHNE BLAKBURN.

185. CONTINUATION of the JUSTICE COURT to be holden in the Lennox, on 4th December 1599 till the 15th April following.—22d November 1599.

At Glasgw, the xxij day of November 1599 :

THE quhilk day it is thocht gude be the gentlemen and vassallis vnder-subscrivand, dwelland within the schirefdome of Dunbartane, regalitie and dukerie of Lenox, thatt the iustice court proclamit to be haldin and begin the fowrt day of December nixt be ane noble Lord, Ludouik Duke of Lenox, commissioner constitute be his Maiestie for pvnisching of thevis, rubbaris, sorneris, and oppressouris, be continewit to the fyftene day of Aprile nixt, for diuers gude causs schawin to his Lordschip : First, thatt the tyme and wintir seasoun now instant is nocht meit and convenient, baytht for the travell of pure men quha mon complene, and for the travell of assessouris to remane on thair gritt expensis fra thair áwin housis diuers nychtis, in respect of the schortnes of the day ; quhair, as the day growis lang, thai may ryde hame att nycht. Nixt, seing thair is ane ordour sett down be the said noble Lord with thair avise twiching ordour witht the name of M^cFarland, for restitution of byganes, betuix and the first of Marche nixt, thai think the said continuance maist convenient ; to the effect thatt gyf the said restitution be nocht maid, thai may caus summond the name of M^cFarland witht the rest to the said court : And last, seing the said noble Lord hes depute ane certane of thame for halding hand to the said tryell of the bygane thift committit by the said suirname of M^cFarland, and certane dayis and places appointit schortlie to thatt effect betuix and the said first day of Marche, thai and the cuntrie can nocht baytht waitt on the ane and the vther : bot to the effect that all thingis may be rychtlie done, specialie all summonitionis lauchfull, the dittayis in perfect forme quhilkis ar langsum, and that the assessouris may be seueralie summond according thairto, thai desyr his Lordschip to grant to the continua-

We be their presents both writtin & subscribed with our awn hande faithfully promys
in the word of a prince that housesome it shall please ~~the~~ god to pose us in the crowne
of englande according to our wiste & undoubted wille we shall within the space
of a yeare & haire for thankesgyllic paye & content everie one of their person^{is}
that have advanced us at this tyme with sixe poundes as the duk of lenox bes in the
for the furtherance of our honorable adoes in forninge pointis, lyke as we also
faithfully promise to employe the said poundes & everie part of the same for
the furtherance of our attaining to the said crowne abbaunche & for the
further suretie being will receive the same in our awn keepinge previlie in
a lead coffen guban of the said dukes shall paye the keye, & will also forau=
noble graunte the persons advancementis at all good occasions that shall be
presented.

James.

tioun of the said court to the day forsaide; quhilk his Lordschip att thair desyris thocht ressonable, and condiscendit thairto, witht avise of vtheris his freindis vndersubscrivaris.

LENNOX.

JOHNE BVCHANANE off that Ilk.	BLANTYRE.
JAMES EDMONSTONE of Dwtretcht, Kny ^t	LOUDOUN.
JOHNE HOWSTOUN, apperand off that Ilk.	MYNTO, Kt.
CLAUD HAMMYLTOUN of Cochno.	ALEXANDER COLQUHOUN off Lus.
JHON STERLING of Glorat.	AWLAY M'CRAWLAY off Ardingapil.
	WALTER COLQUHOUN off Kilmerdonay.

186. HOLOGRAPH PROMISE by KING JAMES VI. to those who had advanced money for promoting the King's right to the Crown of England.—
[*Circa* A.D. 1600.]

WE, be thir presentis, baith urittin and subscryuid with oure awin hande, faithfullie promesis, in the uorde of a prince, that hou soone it sall please God to posesse us in the Croune of Englande, according to oure iuste and undoubtid title, ue sall, within the space of a yeare thairefter, thankefullie paye and content euerie ane of thir personnis that haue aduauncid us at this tyme with sicc soumis as the Duike of Lenox hes in ticket for the furtherance of oure honorable adoes in forraigne pairtis, lykeas ue also faithfullie promise to emploie the said soumis and euerie pairt of thaim for the furtherance of oure attaining to the saide Croune allainerlie; and for the further suretie heirowill receiue thaim in oure awin keiping preuile in a littil coffer quhair of the said Duike sall keipe the keye; and will also fauourable gratifie the personnis aduaunceris at all goode occasions that sall be presentid.

JAMES R.

187. PROMISE by KING JAMES VI. to LUDOVICK DUKE OF LENNOX to erect the Bishoprick of Glasgow into a temporal Lordship.—9th March 1600.—
[Copy.]

REX.

WE, vnderstanding how obedientlie oure derrest cusing and counsalour, Lodovick Duik of Lenox, hes ever bein toward the forderance of our will and service, and presentlie givis sufficient pruiif to continew our affectioun toward him, at oure will and plesoure hes condiscendit that James Betoun, Archie-bischope of Glasgow sall, during all the dayis of his lyfytyme, be thankfullye answerit and payit of the hail fruttis, rentes, profeittis, and emolumentis of the said archiebischoirik, except of sic particularis as is specialle agreit wpone betuix our said darest cusing and Mr. Alexander King, aduocat, agent and factour for the said archiebischope: We movet be naturall affectioun toward our said derrest cusing, and the standing of his hous in tym cuming, nocht onlie promittis faythfullye, in the word of ane prince, to menteyn and defend our said cusing in all offices and privilegeis quhilk his hous hes brukit heirtofoir of the said benefice, and to employ our cair and credite at the said archiebischoppis handis that his possessioun and facturie quhilk he craveis may be grantit wnto him, and be continewit in the possessione thair of during the Bischoppis lyfetyme, according to the foirsaidis conditiounis; bot also we faythfullye promit efter his diceas to procure at our estaittis in Parliament the erectioun of the said bischoirik in ane temporall lordschipe to our said cusing and his airis in hertage to remane with the hous of Lenox for ever. In witnes quhair of we have subscriyvit thir presentis with oure hand, at Halyrudhous, the nynt day of Marche, the zeir of God ane thousand and sex hundreth zeiris.

JAMES R.

188. OBLIGATION by ESME STUART to his brother.—1st April 1603.

SCIANT presentes et futuri, me Esmium Stuartum, fratrem illustrissimi principis Domini Ludouici Ducis Leuiniae, Comitis Dernelie, Domini Methueniae, fide bona et firmiter obligatum dicto nobili et potenti Duci, fratri meo, quod licet dictus illustris et nobilis Dux cum in animo sibi proposuerit in regno Britanniae quod reliquum est uitae transigere mihi et heredibus meis masculis de corpore meo procreandis tantummodo, totam suam partem domini de Aubigny aliarumque in Galliis sitarum, quae ad nobilissimum Ducem quondam Esmium patrem nostrum jure hereditario pertinuerunt uolens et lubens cesserit et renuntiauerit, una cum omni jure et titulo sibi ratione successionis paternae uel maternae pertinentibus, uel quae in posterum competere possunt, prout [in] dicta litera renunciacionis data apud palacium Sanctae Crucis, die primo Aprilis 1603, latius continetur : tamen si quoties contigerit dictum nobilissimum Ducem quacumque de causa quoad uixerit sedem ex Britannia mutare, et in Gallias redire, tum fideliter et fide media promitto, meque meosque heredes firmiter obligo, me quaecumque iura et beneficia ex eius cessione tenore alterius scripti antedicti acceperim ea omnia ei in Gallias reuertenti retrocessurum eorundemque possessionem ei restitutum, ut possit, adeo libere et pacifice quoad uixerit eadem habere et possidere, ac si illud scriptum nunquam inter nos confectum fuisset, nullamque omnino moram in ea re per me futuram ; ita tamen ut post eius dicessum haec nostra obligacio penitus extinguatur et nullius sit roboris aut efficaciae. In cuius rei testimonium huic presenti retrocessioni preter me duo eciam connotarii regii subscripserunt, apud palatium Sanctae Crucis, die primo Aprilis, anno, mense prescriptis.

LOUDOUN, testis.

KILSAY, testis.



Ita est Jacobus Logane, notarius sine tabellio autoritate regia admissus, premissa approbans.

Ita est Johannes Blair, notarius regius tanquam connotarius in premissis requisitus, testante hac manu mea propria.

189. ACKNOWLEDGMENT by WILLIAM EARL OF ANGUS of the receipt of the contract of marriage betwixt ARCHIBALD LORD DOUGLAS and LADY ANNA STEWART.—10th August 1630.

BE it kend till all men be thir present lettres, ws, Williame Erle of Angus, Lord Dowglas and Abernethie, etc., to haue reseaut fra Schir Thomas Hope of Craighall, Knight-Baronet, his Maiesties Advocat, the minut of the contract betuixt his Maiestie for his Hienes self, and taking the burden vpon his Maiestie for Lady Anna Stewart, his Hienes' cooseing, and sister germane to ane noble and potent duik, James Duik of Lenox, Earle Darnlie, etc., and the said Lady Anna Stewart for hir self, with consent of his Maiestie, for his Hienes' entres, and they both, with ane consent and assent, on the ane part; and ws, for our self, and taking the burden vpon ws for Archibald Lord Dowglas, our eldest lafull sone, and the said Archibald Lord Dowglas for himself, with consent of ws, as onlie administrator, tutor, guider, and governour to him of the law, and ws both, with ane consent and assent, on the other part, tuiching the mariage then contracted, and now of long tyme bygane solemnised betuixt the said Archibald Lord Dowglas and the said Lady Anna Stewart, as the same superscryvet be his Maiestie, and subscriyvet be ws, the other parties, contracteres, at Quythall and Drurielane, the twentie sevent day of Junij, the zeir of God 1^m vi^e twentie and aucht yeires, in itself beiris: the whilk minut of contract wes sent be his Maiestie to the said Schir Thomas Hope to be extendit in ample forme, and is now, be his advyse, extendit as the

contract of extensioun relative to the said minnt, of the dait the nynt and 15 days of November and May, the yeir of God 1^m vi^e twentie nyne and threttie yeires, in itself, at greater length beires; the whilk minnt of contract now reseaut be ws, we faithfullie bind and obleiss ws, our aires, executoures, and assigneyes to lay vp, and put in our charter kist of the House of Angus, ther to be keipit and preservet vndestroyed or vncancelled in any sort with the rest of the evidentes of our said House, to the effect that the samen may remane therin in tymes comeing, as ane evident of the said House, and may be made furth comeand as occasioun sall offer to any partie that sall haue necessarlie to doe therwith, and sall be found to haue entres therin. In witnes wherof we haue subscriyvet thir presentes, wreittin be James Scot, servitour to Maister Robert Burnet, younger, advocat, with our handis, at Canogaitte, the tent day of August, the yeir of God 1^m vi^e and threttie yeires, befor thir witnes, Williame Vicount of Drumlanrig Lord Tibbers and Hawick, Robert Douglas brother germaine to Schir Williame Dowglas of Glenberuie, Maister Roger Mowat, and Maister Robert Burnet, younger, advocats.

W. DRUMLANRIG, witnes.

R. MOWAT, witnes.

R. DOUGLAS, witnes.

Ro: BURNET, witnes.

THE LENNOX LETTERS.

190. KING JAMES IV. to MATHEW SECOND EARL OF LENNOX.—28th June [1497.]

REX.

RICHT traist and hertlie belouit cousing and counsalour, we grete zow hertlie wele : and forsamekle as ze haue of ws the keping of oure hous and castell of Rothesay in Bute, and oure louit cousing Niniane Stewart, oure shiref of Bute, desyris to haue the keping therof vnder zow ; and as we vnderstand he is maist conuenient therto, considering that he is schiref, and has the rewle of the cuntre ; herefor we exhort and prais zow, in the maist effectwis wyse we can, that ze will mak the said Niniane, our cousing, constabill and kepar of our said castell, vndre zow, and geve him the rewle and keping therof, and the erar for our saik and speciale requeist, as ze will report speciale thank of ws therfor and do ws emplessour. Writtin vnder oure signete at Laudyr, the xxviij day of Junij and of our regnne the x zer.

Dilecto consanguineo nostro, Matheo comiti de Levinax domino Dernlie, etc.

191. KING JAMES IV. to ANNE QUEEN OF FRANCE.—22d June 1508.

ILLUSTRISIME, potentissime, et serenissime Principi, Anne Dei benigntate Regine Francie et Duci Britannie, etc., sorori consanguinee et confederate

nostre charissime, Jacobus Dei gracia Scotorum Rex, salutem et integram dileccionem: Illustrissima, potentissima et serenissima princeps, obiit vitam fortissimus quondam armis et bello suus miles, Bernardus Dominus Obiginus, cui licet mortuorum debita rite exsoluissen, tamen alta defuncti et suorum memoria nostro pectori insedit, vnde Robertum et Johannem Steward proximos olim mortui cognatos apud Cristianissimum nobis fratrem vestra queso commendet serenitas vt officiorum dignitates et locus omnis Bernardo dum viueret a rege pridem permissus ad eos graciose deferantur, quo longus mortui labor cognatis suis profuisse dicatur: Illustrissima, potentissima, et serenissima princeps, soror, consanguinea, et confederata charissima, in longos et felices annos, valete. Ex palacio nostro, apud Edem Diue Crucis, xxii die mensis Junii anno salutis octauo supra millesimum et quingentesimum.

ILLUSTRISIME Potentissime et Serenissime Principi, Anne Dei benigntate Regine Francie, Duci Britannie, sorori consanguinee et confederate nostre charissime, etc.

192. MATHEW FOURTH EARL OF LENNOX to his brother, SIR JOHN STEWART, Captain of the Scotch Guard, afterwards LORD AUBIGNY.—15th August [c. 1535.]

Rycht hartly belufyt brodir, I commend me to zow als hartly as I can: and plesyt zow to wit, I haf sen and wnderstand zour wrytyng send to me wyth maystir James, our cosyng, quharby I parsayf ze and my lord air in gud heill, lowsyng to God; and quhowbeyt ze haf teynit part of freindis at thir tyme, tha ar pasyt wytht honor, and thar is oderis wytht zow gud in thar sted and myster ze may ze sall haf tham quhen ze wyll.

Item, broidir, qhar ze wryt to me at I haf maid zow too jug betuix my broder, my Lord Obenze, and me, warele, I wyll ay mak zow jug and thar

war ony deference betuix ws, bot I wnderstand nane for the wrytyngis at I send to my brodir and zow was bot apon the answaris of the leterris at he haid send to me of befor, as ze may se be the samyn leterris at he send me subscriiwyt wytht his haund and my laidyis batlit, for I haf send to zow wyth this berar all the leteris he send me, and at I send again to hym, and qhen ze wnderstand them rycht I trayst ze wyll thynk na falt myne, and ze be an gud juge.

Item, brodir, ze sall wnderstand at I thocht it rycht straing at my brodir, that I lufyt best, and yit dois of ony man of lyf, suld, for ony erdly gudis, hef wrytyn sa scharply to me as he dyd, quhylk ze may se be lettres wryt batlit into Franc and into Scottis; for, warely, brodir, this is trew. I wyll nodir cowint land nor ger in this wardyll witht hym na zow; bot it at I may do for hym or zoward I wyll noder prefer land nor ger in this warddyl to hys honor and zowris, and that ze botht sall wnderstand quhen ze wyll: and as for the scharp powar at ze wryt apon, wais this sam thing at I thocht he wret our scharple to me for the confydand at I wald nocht cownt all the ger and land in the wardyll witht hym, and thar was nor is na oder cais in mye mynd bot this; and I say zow caus hym to wnderstand the sam, for I haf wrytyn to hym tharapon to gyf qhyt all wrytyngis passyt or dysplesuris bygane betuix hym and me, and tak my mynd as it is and sal be euirmar to hym and zow, for it dois me mar gud in my mynd, at he myskenys now the wrytyngis at come wytht Dayfve Lyndisay na he haid gyfwen me xx thowchsand powndis of gold: For, brodir, be ze sur it dyd me mekill zill in my mynd [to get] tha wrytyngis.

Broder, ze sall understand that my Lord of Glasgw is my gud lord, zouris, and all ovr freindis, and euir has ben; and now hys Lordschip hes gret maiterris ado in the Cowrt of Rowm, belangand my Lord of Sanct Androwsys and the Kyngis Schapell, twichand the prewileig and fredom of the Kyrk of Glasgw,

to the quhylkis ze and I, and all our hows, ar bowndyn to defent, as we ar natyf born servandis to Sant Moungow and to that kyrk : qharfor I pray zow rycht affectusly that ze will delegendly and get the Kyngis, your masteris, wrytyngis, the qhays and the legatis to the Payp and to the Kyng zour masteris oratour in Rowm, and to the Colleig of Cardenalis, for the expedyision of my Lord of Glasgwis materis, syk lyk as he has wrytyn to zow tharupone himself, and ze wald mak na les lawbor na delygence herintyll na ze wald do for all the herytag at my Lord Obenie and I haif batht in France and Scottland : for I assur zow, and ze solyst nocht thir lettres at this tym, it is abill to cost me and my lord batht owr trawall to zow an oder tym herefir ; and gyf the Papys halynes be into Bowllone or ewyst to zow, that ze get leyf and pas yourself with thir letteris to the Papys halynes for the expedisicon of my lordis materis, and qhat cost at euer ze mak tharapone it sal be recompensit, and it war an thowchand dowkatis, lyke as this berar, the parsson of Gowfwan, will schaw zow, to quham ze sall gyf fatht and credance, for ze knaw quhat he is to me, for I haf casit my Lord of Glasgw to gyf hym all the trust of hys materis in the Court of Rowm apone my trust, and tharfor that ze be delygent for the expedyscion of hym, for warele, or it suld fail, I will cum myself, and forder in this mater and oderis, ze sall gyf credence ferm to the parsovn of Gowfwan, as said is, for he has all my mynd at lyntht to schaw zow ; and gyf at ze pas nocht zoursel to the Paip, at ze gar hym be conwoyit qhyll he cum quhar he wald be. And God haf zow in hys kypying. Wrytyn with my awn hand, at Edynboureht, the xv day of August.

Item, broder, I her say at my Lord of Obeneis wyf is wytht schyld, the qhylkis I am rycht blyctht of, and I pray God that scho fayr weall, als weall an myn awn schyld.

Zour brodir,

MATHEW ERL OF LENAX.

To my derest brodyr, Schir Jhon Steward, Capitan of the Gard.

193. HENRY and MARY, KING and QUEEN OF SCOTS, to MATHEW EARL OF LENNOX, Lieutenant of the West of Scotland, anent the remission of ANDREW STEWART, Master of Ochiltre.—17th November 1565.

REX ET REGINA.

DARREST fader, traist counsalour, and oure lieutenent of the west partis of oure realme, We greit zow weill: Forsamekill as we haif of oure grace and fauouris remittit to Andro Stewart, Maister of Ochiltre, the offensissis committit be him aganis ws, and haif disponit him and remanent his breder and sisteris thair faderis escheitt; quhairfor we require zow effectuouslie, that ze inhibit all officiariis in thai partis, that nane of thame tak vp the saidis escheit guidis, nor zit of the saidis lordis tennentis and seruandis guidis, in respect of the premiss, be thir presentis, subscriuit with oure handis at Edinburgh, the 17th day of November, and of our regnes the first and 23 zeiris, 1565.

194. MARY QUEEN OF SCOTS to her father-in-law, MATHEW EARL OF LENNOX, on the misunderstandings between herself and her husband, King Henry. —30th September 1566.

RICHT traist cousing and counsalour, we greit zow weill. We ressaui zour lettre, and be the same persavis other newes nor we lukit for, quhilk at the first, as thair is gude reasoun, we fand verie strange, and wald haue bene con-

Left straight running and compassing, not going from North. Not
resistant to the East. and be the same persons offer words not the
least for. yet at the first, as there is good reason, we find
various strange and wild hunt time granted to their teams to the effect
of the receipt of the matter, following the same, as all for one
shall realize had not completely not to begin the same to the compass
to have their advice, and to have from great ground for today's use
imposed, is taken in hand. Then this day in the audience of Messrs
de Cury for King of France's ambassador, we spoke not the King being
there. Beginning of him to have great is the mad that he found him
self present in and, mysteriously, and of the things found in to him find
we now grant to the King great become not. As the compass
Liberty effort for their sake that, in reason, so find some na
occasions of discontentation. We his answer address to the effect, as
to the compass in Messrs de Cury's mind, for mysterious that
he has any for purpose, in hope, or any cause of discontentation.
But his speaking is conditionally that we can understand
na thing of his purpose in that respect. Allayed not the
good to the good advantage found, for he may realize plans
in great. Below we have great to the effect to satisfy him in all
things is accorded upon reason. Like as to see more to the
same occasion to the group. Subscribe not to send to
Edinburgh the last day of September 1500

Your graddelict
M. R.

tentit to keip thame to our selff, gif the wecht of the mater tweching ws sa neir, as alsua oure haill realme, had not compellit ws to oppin the same to our Counsell, to haue thair advyse, and to knaw vpoun quhat ground sa sodayne ane interpryss is takin in hand. Thay this day, in the audience of Monsieur Le Croicq, the King of Frances ambassatour, hes spokin with the King, being heir, requiring of him to knaw quhat is the mater that he findis himself grevit in and mislykis, and gif the samyn stude in our awin hand, we war content to do thairin quhat become ws; as the Counsell likuiss offerit for thair pairtes that in reasoun he suld haue na occasioun of discontentatioun. Be his answer, alsweill to our self, as to our Counsell, in Monsieur Le Crocques presence, he mysknawis that he hes ony sic purpos in hede, or ony caus of miscontentatioun. Bot his speking is conditionall, sua that we can vnderstand na thing of his purpos in that behalf. Alwayes we thocht gude to gif yow aduertisement heirop, that ze may weill persae in quhat devoir we haue putt ourself to satisfie him in all thingis as accordis vpoun reasoun. Likeas he sall neuir be ws haue occasioun to the contrary. Subscriuit with our hand at Edinburch, the last day of September 1566.

*Your gooddohcter
MARIE R*

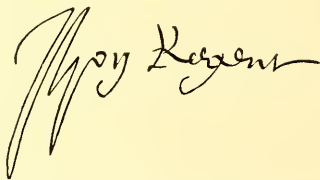
To our rycht traist Cousing and Counsallour the Erle of Levenox.

195. LETTER of PROMISE by KING JAMES VI. and JOHN EARL OF MAR, RÈGENT, in favour of THOMAS CRAUFURD of Jordanhill.—4th July 1572.

REX.

WE and our richt traist cousing, Johnne Erl of Mar, Lord Erskin, Regent to ws, our realme and liegis, considering the faythfull continewance of our weil-

belouit Capitaine Thomas Craufurd of Jordanhill in our seruice, and that certane promiss of help and reward, maid vnto him be oure former regentis, hes not yit takin full effect, specialie the poyntes followyng: Thairfoir, with auise of our said cousing and Regent, we promit, in the word of a Prince, to the said Capitaine Thomas, that we sall cause ayther the persoun ellis nominat, or ony vther that sal be nominat and prouidit to the Archiebischoprik of Glasgw, mak sufficient infetment of fewferme to the said Thomas and his airis, according to that quhilk is alredy maid of the miln aud multuris of Pertik, the Bischoppis Medo, and thair pertinentis, and that we sall ratefie and confirme the same for his full securitie; and, in likmaner, procure and obtene be ourself and our said Regent in our name, fra aue reuerend fader in God, Robert Bischopp of Catheues, and Commeudater of the Priorie of Sanctandrois, securitie to the said Capitain Thomas vpoun his persoun of twa hundreth pundis, promittit to him furth of the fruitis of the kirk of Linlythgw, or ellis sal mak the same securitie furth of sum vther als commodious rowme. Gevin vnder our signet, and subscriuit be our said cousing and Regent, at Glasgw, the fourt day of Julij, and of our reign the fyft zeir, 1572.

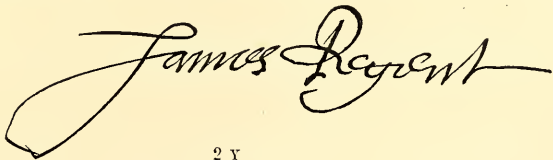


196. ANOTHER LETTER in favour of CAPTAIN CRAUFURD.—5th February 1572.

REX.

WE and our richt traist cousing, James Erle of Mortoun, Lord of Dalkeyth, Regent to ws, our realme and liegis: Considering the faithfull continewance

of our weilbelouit Capitaine Thomas Craufurde of Jordanhill in our service, and that certane promissis of help and reward maid unto him be oure former regentis hes not yit takin full effect, specialie the poyntes following: Thairefore, with aulse of our said cousigne and Regent, we promit, in the word of a Prince, to the said Capitaine Thomas, that we sall caus ayther the persoun ellis nominat, or ony vther that sal be nominat and prouidit to the Archiebischoprik of Glasgw, mak sufficient infestment of few ferme to the said Thomas and his airis, according to that quhilk is alreddy maid of the miln and multuris of Pertik, the Bischoppis Medo, and thair pertinentis, and that we sall ratefie and confirme the same for thair full securitie, and in lik maner procure and obtene be oureself, and oure said Regent in our name, fra ane reuerend fader in God, Robert Bischop of Cathenes, and Commendatare of the Priorie of Sanctandrois, securitie to the said Capitaine Thomas vpoun his pensioun of twa hundreth pundis, promittit to him furth of the fruitis of the kirk of Linlythgw, or ellis sal mak the same securitie furth of sum vther als commodious rowme; and unto the tyme the same securitie be procurit, obtenit, and maid, we promis that the said Thomas awin few males of the said myln, multuris, and medo, with thair pertinentis, sal remane in the handes of him and his airis, vntakin up or intromittit with, and sall warrand and keip thame skaithles of all payment of the samyn at the handes of the Archiebischop, or vtheris pretending interest thairvnto quhatsumeuir. Gevin vnder oure signet, and subscruit be our said cousing and Regent, at Edinburgh, the fyft day of Februar, and of our reign the sext zeir, 1572.

A large, elegant handwritten signature in black ink, reading "James Regent". The script is fluid and cursive, with a long, sweeping underline that extends to the left and then loops back under the name.

197. HOLOGRAPH LETTER, KING JAMES VI., in his ninth year, to Captain THOMAS CRAUFURD of Jordanhill, with two Ratifications, also holograph of the King: Dated respectively 15th September 1575, 5th September 1584, and 23d March 1591.

CAPTEN CRAUFURD: I haue hard sic report of your gud seruice done to me from the beginning of the weiris agains my onfreindis, as I sall sum day remember the same, God willing, to your greit contentment. In the main quhyle be of gud confort, and reserue you to that tyme with patience, being assurit of my fauour. Faireweil. 1575. xv September.

Your gud freind,

JAMES R.

VE aproue thir foure lynis aboue writtinn with oure auin hand be this present. At Fakland, the fift day of September 1584.

JAMES R.

I RATIFIE this mannis euident, being now of parfyte yeiris, and past all reuo-
cation. At Linlithquo, the xx3 of Marche 1591.

JAMES R.

To my speciall gud seruant Capten Craufurd of Jordanhill.

198. LETTER, ADAM BOTHWELL, Bishop of Orkney, anent the teinds of
Whitekirk.—1570-1593.

TRAIST freind and brother, Maister Harie: ze haue requirat me, be my seruand Walter Callendar, be reassoun of sum report had bene maid to zow of the excessive valour of the teindis of Quhitekirk, etc., that I wald declare

Capten Crawford, I have hard sic report of your gud service done to me from y^e
beginning of the weiris agains my onfrendis, as I all sum day remember y^e same,
gud willing, to your greit contentment. In y^e main quyle, be of gud comfort, and re-
serue you to that tyme wth patience being a surit of my fauour. faire weil. 1575. 20. September
your gud freind, James R.

3 Ve aproue thir foure by nis aboue writtun with our eain hand be this
present. At Falkland the sixt day of September 1574.

James R.

Specific this man's evident being now of past the year is &
past all renovation, at Lincolne the xxx 3. of marche. 1591.

James D.

No my friend and servant
Captain Cranford of Jordan Pee
E

zow the veritie quhat thai wer wount to pay. This I will aduerteis zow to be of treuth, as I can be informit. The Mainis, with the Mirrielaws and the Brewaikeris, were sett be the abbotis of Hulyrudhous for fyve chalder quhet and beir; and Pilmure for xi merkis; the Stanelawis for x merkis; Gilliswall for x merkis; and the landis of Furde for xxxviii lib. And all thir wes set in ane tak to Oliver Sinclair, in the zeir of God fourtie zeiris: quhilke quhen it expyrit, he gat tolerance of the abbote, thaireftir bruikit the samin quhill umquhile James, sumtyme Erle of Mortoun, tuke his tak . . . the first that euer led the teindis of Furde, quher he had nyneeteen wanefull corne, and repentit him that he had led it, be reasoun he had bot sex bollis of corne in the samin, and zit he remanit sa rigorous to the pure folk in halding out ther cornis quhill the samin wes spilt, that thai behovit to aggre with him, and gif him of teind for eucrie husband land, quhilkis ar twelf in number, thre bollis and ane half aittis, thre bollis beir, and sex firlottis quhet, extending to viij bollis, quher thai payit to my wyfe na mair bot twelf bollis victuall for all dewtie that mycht be asket or cravit be us frae the tennentis; and thocht thai insistit continewalie to haue the teind led rather nor to pay that dewtie, zitt wald neuer the said vmquhile Erlis sone consent thairto. As to Pilmure, he causit Christopher Knowis leid the samin twa zeir, bot in the end wes constranit to sel the samin to Andro Lamb, as I beleive, for xi merkis, and sae he had litill proffite of it, bot it wes to cummer the carle he did it. As to Stanelawis and Gilliswall, I trow neuer na man led thame, for I trow na man sall haue proffite for the leding of thame. And as concerning the Manis and Mirrelawis, the laird of Culmalindie hes ane pensioun out thairof of fyve chalder quhet and beir, quhilke he hes also set to the gudewyfe of Quhytekirk for ane zeirliche dewtie appointit on betuix thame. And this is all that I can lerne is the dewteis hes bene in vse to pay out of the same rowme; and this I will testifie to my Lord Dukes grace, and to zow, my speciall freind,

to be of treuth and veritie: and say quha will in the contrair, I sall mak it gude.

*Wame Bishop off Orkney
Commendat off Halyndhouse*

And als I testifie that this tak payis zeirlic to the Commendatar of Halyndhouse six lb. xiiis. iiid., by and attour the said fyve chalder vittuall.

AD. ORCHAD.

199. LETTER, H[EW] CRAUFURDE [of Crawford John] to THOMAS CRAWFURD of Jordanhill.—18th January 1598.

RYCHT honorabill Sir and best belouit eame, efter all humble commendatiouns, Pleis zow witt, I ressaut zowr lettre, desyring me to send zow the lettres that Lowrance Oliphant hes of zowris. For anser, it will pleis zow he hes schawin to me that he hes gevin thame all togidder to John Barclay to gif to zow. The caus quhair of hes consistit in the fourtie fyve schilling peis, for gif the siluer haid cum sone, the lettres haid bein soner gottin. As to zowr quhyt peis, thair is nane to be haid for the present, bot sa sone as I can try ony, I sall send sum to zow. I haif coft twa pair spectakillis, with ane kace, for awcht schillingis; thay ar verie few, and evill to be haid in this towne, as this berar saw; bot the first that cumis hame that is guid, I sall by ane pair to zow. So haifand no forder to wryitt to zow for the present, quhill forder occatioune committis zow to God. From Edinburgh, the 18 of this instant of Januar 1598. Zowrs maist loving at all power to command, H. CRAUFURDE. I haif wrettin to my mother with Williame Knox, and prayis God to reward yow for the guid deid ze haif done to hir.

To his Rycht Honorabill Eame, Thomas Crawford of Jordanhill.

200. LETTER by KING JAMES VI. to the TENANTS of the Earl of Argyll, to withhold payment of their rents during his Majesty's pleasure.—19th February 1603.

TRAIST freind, we grete you hairtlie wele: Vnderstanding that the Laird of Ardincaple hes causit arreist in your handis the fermes addebtit be you to our cousing the Erle of Argyll, for certane soumes of money quhairin he standis oblist to the said Laird of Ardincaple: Thairfor it is our will, and we command you, that ze retene the saidis fermes still in your handis, and de-lyuer na parte of the same to our said cousing, nor na vtheris in his name, quhill ze vnderstand ferder of our will and mynd in that mater, and obtene our speciale warrand and command in the contrair. And this ze faile not to do as ze respect our obedience, and will answer to ws vpoun the contrarie. Thus we commit you to God. Frome Halirudhoues, the xix day of February 1603.

JAMES R.

[*Dorso*].—His Majesties warrand to lift ane taxatioun to ga vpoun the Clan Gregor.

201. KING JAMES VI. to the DUKE OF LENNOX to accompany the King to England on the death of Queen Elizabeth.—27th March 1603.

DEAREST cousing and counsallour, we great you hertlie wele. Hauing be our seruand laitlie gevin aduertisment to you of the nearnes of the death of our vmquhile dearest sister, the Quene of England, and desirit yow to prepar yourself for our service, and accompaning ws as the wechtines of that mater requirit: We haue now ressaut the certantie of hir deceis, and that we ar proclamit thair King of England, Scotland, France, and Ireland, with

all solempnitie, and, thairfoir, haue thocht guid to gif zow aduertisement thairof, and to desire zou to addresse yourself hither to ws, in your maist cumelie and decent maner, to attend vpoun and accompany ws, and in cais ze can not, in dew tyme, be ready and prepairit befor our talking journey thither, that ze faill not to follow ws with all diligence, as ze tender our plesour and seruice. Sua we commit zou to God. From Halyruidhous, the xxvii of March 1603.

JAMES R.

To our dearest cousing and counsallour the Duke of Lennox.

ABSTRACT OF THE LENNOX CHARTERS.

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| 1. Charter by Alan, son of Walter the Steward of Scotland, to Adam, son of Gilbert, and his heirs, of Torboltoun and Preueic, and Drumley and Milnefinlen, in feu and heritage : To be held by him and his heirs, of the granter and his heirs ; namely, between Menekedere and the lands of Ar, to the marches of Berenbouell, and so by the marches of Mauhhelin to Ar, by the boundaries which the granter perambulated and pointed out to the said Adam : Also of Roderbren, and Brenego, and Nenterkan, by the marches which the granter and his men had perambulated : To be held, for the service of one knight to be rendered therefrom, as freely as any knight held land of any baron in Scotland. [<i>Ante</i> 1177.] | 1 |
| 2. Charter by the said Alan, son of Walter, Steward of Scotland, to Robert Croc and his heirs, of the land of Kellebrid, with the waste, for the 100 shilling land which he owed to the said Robert, by the marches perambulated by the granter's father, in the valley towards his forest, which extended eastward to the marches of Morne, and so around the long lake to the marches of Cunigham, etc., as therein described : To be held of the granter and his heirs in feu, for rendering the service of one knight : This charter also assigned to the said Robert and his heirs, and their men of Cuglin, pasture in the granter's forest, within the limits therein described ; and, in the event of any of their cattle being found beyond these limits, payment was to be made in terms of the charter granted to the said Robert by Walter the Steward, father of the said Alan. [<i>Circa</i> 1200.] | 2 |
| 3. Confirmation by King Alexander II. of a charter by Maldouen third Earl of Leuenax to Simon, son of Robert Croc, of the lands of Brengrochane and Kymonedhane and Gartbethe : To be held by the said Simon and his heirs of the said Earl of Leuenax and his heirs in feu and heritage, in terms of the said charter : The confirmation reserves the King's service, and is dated at Edinburgh, 27th November [<i>circa</i> 1225.] | 3 |

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| 4. Charter by Maldouen third Earl of Leuenax to Absalon, son of Macbed, of the island called Clarines: To be held by the said Absalon and his heirs, of the granter and his heirs, in feu and heritage, for payment yearly of a pound of wax at Christmas, for all services, customs, and exactions. Dated at Clarines, in the year of grace 1225, | 4 |
| 5. Confirmation by King Alexander II. of the preceding charter by Maldouen third Earl of Leuenax, to Absalon, son of Macbeth, of the island called Clarines, with the liberty of fishing in the King's loch of Lochlomne: The confirmation reserves the service due to the Crown, and is dated at Linlithgow, 6th September, in the seventeenth year of the King's reign [1231,] | 4 |
| 6. Charter by the said Maldouen third Earl of Leuenax, to Sir David of Grahame, of three merks of silver of the rent due by him for Stratblathane; namely, two merks which the granter acquired from Feruware Malkilmartine, by plea of Court, and one merk of ancient rent, which the said Feruware owed to him yearly: To be held for payment of three merks yearly only, and the King's forinsec service effeiring to so much land, notwithstanding that six merks were contained in the charter granted to the said Sir David. [<i>Circa</i> 1240,]..... | 5 |
| 7. Charter by Maldouen third Earl of Leuenaxe, to the said Sir David of Grahame, confirming in his favour the half carucate of land of Stratblathane, situated where the church called Arator is built, which was granted to him by Feruware Macgilmartine in excambion for land in the territory of Dundaf: To be held by the said Sir David and his heirs or assignees, of the said Earl and his heirs, without rendering any suit at his court in Leuenax, (except at the two head pleas if specially summoned, and then with power to depute his bailies to attend in place of himself,) for payment of three merks of silver yearly, and performing the King's forinsec service appertaining to so much land in Leuenax. This charter grants power to the said Sir David and his heirs to appoint, in presence of two witnesses, without contradiction from the granter or his heirs, their attorneys to succeed them heritably in the said land, and at least to keep it safely during the minority of the right heirs, and to dispose of the farms thereof in conformity with the directions of the person appointing them. [<i>Circa</i> 1240,] | 6 |
| 8. Charter by Malcolm, son of Maldouen Earl of Leuenax, with consent of his father, to Sir David of Graham, of a half carucate of land of Straht- | |

	blathin, on which the church is built: To be held by the said David and his heirs or assignees of the granter and his heirs, as freely as the granter himself held the same from Earl Maldouen,—with the remission of three merks due yearly to the said Earl, which the granter quitclaimed in favour of the said Sir David,—for rendering yearly to the said Malcolm and his heirs that service only which they owed to his said father, as specified in the said Earl Maldouen's charter to the said David of the said land, except the foresaid three merks, which the granter quitclaimed in favour of the said David for ever. [<i>Circa</i> 1248,]	Page 8
9.	Confirmation by Maldouen third Earl of Leuenax of an agreement made between the said Malcolm, his son, and Sir David of Grahame, wherein it was provided that the said Sir David and his heirs should have and possess the said half earuate of the land of Stratblathan, where the church called Letarehore was built, free from the payment of the foresaid three merks which the said Maldouen had given to the said Malcolm, to confer on the said Sir David for his homage, etc. [<i>Circa</i> 1248,].....	9
10.	Charter by the said Maldoueny third Earl of Leuenax, with consent of the said Malcolm, his son, to the said Sir David of Graham, of that earuate of land in Leuenax called Mukeraw, which Luke formerly, while he was Dean, held of the granter: To be held by the said Sir David and his heirs, of the said Earl and his heirs, for ever, for rendering to them the King's forinsec service, when it happened, effeiring to a earuate of land in Leuenax. The charter limits the court service to the three chief pleas yearly, and permits attendance by deputy if necessary. [<i>Circa</i> 1248,]	11
11.	Charter by the said Maldouen third Earl of Leuenax to Stephen of Blantyr, of the half earuate of the land of Kynherne, in which the church called Letharathor was built, and also of the patronage of the said church of Kynherne, with all pleas and disputes occurring within the said land, both in the granter's court and in the grantee's own, excepting only the power of life and limb: To be held for rendering the King's forinsec service effeiring to the said land, and a suit at the granter's court only at the two chief pleas yearly, if reasonably summoned thereto. [<i>Circa</i> 1248,]	12
12.	Charter of Confirmation by King Alexander III. of the charter granted by Malcolm Earl of Fife to David of Grahame, of certain lands in the	

barony of Caledoun, with their pertinents; and of the grant made by Patrick Earl of Dumbare to the said David of the land of Dundafe, with the pertinents; also of the grant which Roger of Quincy, Earl of Winton, made to the said David of a portion of land in the territory of Dalcoue and of Mertoun; also of the grant made by Maldouen Earl of Leuenax to the said David of the lands of Mucraw and of Stratblathane, and fifteen other grants made to him by various persons, as therein particularly specified. The Confirmation reserves the King's service, and is dated at St. Andrews, 27th December, in the fifth year of the King's reign [1253,]	Page 13
13. Resignation by Simon Crok, knight, into the hands of Malcolm fourth Earl of Leuenax, in favour of Sir Patrick of Grahame, of the lands of Brengrouchan, Kilmonethan, and Garthebeth, with all their pertinents: To be held by the said Sir Patrick of Grahame and his heirs, or his assignees, of the said Malcolm Earl of Leuenax, and his heirs, in feu and heritage. Sealed with the granter's seal, but not dated [<i>circa</i> 1272,]	15
14. Charter granted by Walter of Ros and Mary his spouse, with consent of Malcolm fourth Earl of Leuenax, to Sir Patrick of Grahame, and his heirs or assignees, of the lands of Drumloche, in the territory of Buchernoc, and also of the land of Drumfode: To be held of the Earl of Leuenax and his heirs, for rendering the forinsec service pertaining to the said lands. [<i>Circa</i> 1280,]	16
15. Charter of Confirmation by Malcolm fourth Earl of Leuenax, of the preceding Charter by Walter of Ros and Mary his spouse to Sir Patrick of Grahame, and his heirs or his assignees, of the said lands of Drumloche, in the territory of Buchernoc, and lands of Drumfode, with their pertinents. Sealed with the granter's seal, but not dated. [<i>Circa</i> 1280,]	17
16. Confirmation by James the Steward of Scotland, to Sir Henry of Grahame, elder, of the Charter No. 1 hereof, granted by Alan, son of Walter the Steward of Scotland, to Adam, the son of Gilbert, and his heirs, of the feu of Torboulton and Preueic, and Drumley, and Milnefinline, bounded as therein particularly described; also Roderbren, and Brenego, and Nenterkan; also any escheat which might happen in the feu of Torboulton for felony, or manslaughter, or robbery, with the furniture of the houses. [<i>Circa</i> 1290,]	17

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| 17. Charter by King Robert I., granting to God and St. Kessog for ever, that privilege called Gyrth (<i>i.e.</i> , sanctuary) around the church of Lusse, for the space of three miles on every side, both by land and water; and granting the punishment and correction of delinquents within that space, to the Earls of Levenax for ever. Dated at Dunbretane, 18th March, in the ninth year of the King's reign [1315,]..... | 18 |
| 18. Notarial Instrument of Transumpt, by authority of the Official General of Glasgow (dated 29th March 1474,) of a charter by King Robert I. to Malcolm fourth Earl of Leuenax, for his services frequently rendered to the Crown, of the Earldom of Leuenax and the Sheriffship of Dunbretane, with the Castle thereof, which King Alexander (III.) held temporarily from Maldouen Earl of Leuenax, predecessor of the said Malcolm, on condition that it should be restored to the said Maldouen or his foreshaids when it seemed expedient to him or to them: To be held by the said Malcolm and his heirs of the Crown, with free forestry of the said earldom within the limits therein described, for rendering the service effeiring to ten full towns in the King's armies. This charter provides that, in the event of the Crown retaining possession of the said Sheriffship and Castle of Dunbretane without the special license of the said Malcolm and his heirs, 500 merks sterling yearly should be paid to them out of the King's customs, until they should be again put into possession of the same. Dated at Forfar, 14th July, in the sixteenth year of the King's reign [1321,] | 19 |
| 19. License granted by Robert the Steward of Scotland, with consent of Sir Thomas Randolph, Earl of Moray, Sir William of Lyndissay, Archdeacon of St. Andrews, and James Stewart, his guardians, to his cousin, Sir Alan Stewart, authorizing him to purchase heritably from Adam of Glasfretth his land of Crukysfu, in the barony of Renfrew; reserving to himself and his heirs the services used and wont, and others. Dated at Tarbart, 4th June 1330, | 23 |
| 20. Resignation by Christiana, daughter of Colin called Macgileryst, and Alexander, her son, in favour of Walter of Fosselene, and his heirs, of all claim which they had to that quarter of land called Keppach, above the Lewin, in consideration of receiving from the said Walter six cows and a chaldre of oatmeal. This instrument binds the granters and their heirs, in the event of their contravening the terms thereof, to pay for | |

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maintaining the fabrie of the Church of Glasgow, £40 sterling in name of penalty, and £40 sterling to the said Walter and his heirs, in name of damages and expenses, and the resignation still to remain in foree. Dated at Bellaeh, on the Friday preceeding the Feast of the Conversion of St. Paul the Apostle (18th January) 1353,	24
21. Charter by Donald sixth Earl of Leuenaux to Maleolm, son of Dunean, the son of Murdoeh, for his homage and service, of the half of the quarter of the land of Renroeh, the half of the quarter of the land of Garterer, and two merks' worth of the laud of Drunneeharne, lying nearest to Garterer, in the tenement of Estomer, within the earldom of Leuenaux: To be held by the said Malcolm and his heirs, of the granter and his heirs, in feu, for rendering the King's forinsee serviee appertaining to so much land in the said earldom, and three suits at the three chief pleas of the granter's court of the Leuenaux. [<i>Circa</i> 1342-1362,].....	24
22. Charter by the said Donald sixth Earl of Leuenax, to Walter Lord of Buchanuane, of the lands of Drumfada and Kyrkmichele, in the earldom of Leueuax and shire of Dunbertane, which belonged to Sir William of Keith, and were resigned by him into the granter's hands at the Balaeh: To be held by the said Walter and his heirs, of the said Earl and his heirs, in feu, for rendering yearly three suits of court at the three head pleas of the Leuenax. Sealed with the granter's seal, at the Balaeh. [1342-1362,]	25
23. Charter of Novodamus by Robert, the Steward of Seotland, confirming to Sir John Stewart, knight, Lord of Crokiston, all the lands and tenements which he held of the granter in chief: To be held by the said Sir John and the lawful heirs-male of his body; whom failing, by Walter Stewart, his brother, and the lawful heirs-male of his body; whom failing, by the other heirs therein mentioned, for rendering the service due and wont. Dated at the Castle of Rothisay, on the Feast of the Purification of the Virgin Mary. [2d February] 1356,	27
24. Charter by Robert, the Steward of Seotland, to the said Sir John Stewart, Lord of Crukston, of the fee of the priniepal tenement of Torboulton, in the barony of Kyle, upon the resignation of John of Grahame: To be held by the said Sir John and his heirs, of the granter and his heirs, for rendering the serviee used and wont. Dated at Methuen, 16th May 1357,	28

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| 25. Charter of Confirmation by King David II. of a charter by King Alexander III., dated at Kyntor, 1st July [1272,] to Malcolm fourth Earl of Leuenax, of certain lands lying within the bounds therein, and in the Charter No. 18 <i>supra</i> , particularly described: To be held of the Crown in free forestry, feu and heritage. The charter confirmed strictly prohibits any one from cutting, hunting, or doing anything contrary to the rights of free forestry within the said bounds, without the special permission of the said Earl or his heirs, under forfeiture of £10. The charter of confirmation is dated at Perth, 2d May, in the thirty-first year of the King's reign [1361,] | 29 |
| 26. Charter by Robert, the Steward of Scotland, to Sir John Stewart of Dernelee, knight, (following on Sir John's resignation,) of the lands of Crokysfou, Inchenane, and Perthaykseot, in the barony of Renfrew, which were held of the granter in chief: To be held by the said Sir John and Robert, his son and heir, and, in the event of the latter dying without a surviving heir-male, by the other lawful heirs of the said Sir John's body and their heirs-male in direct line; whom failing, by the other heirs therein mentioned, for rendering a common suit at the three head pleas of the granter's court of the barony of Renfrew, and the other services used and wont. Dated at Dernelee, [<i>circa</i> 10th January 1361,] | 30 |
| 27. Charter by John Stewart, Lord of Kyle Stewart, to the said Sir John Stewart of Dernelee, (following upon his own resignation,) of the lands of Torboltoun and of Dromley, in the barony of Kyle, which were held in chief of the granter: To be held by the said Sir John and Robert, his son and heir, and in the event of the latter dying without a surviving heir-male, by the other heirs-male of the body of the said Sir John, and their lawful heirs-male in direct line; whom failing, by Walter Stewart, brother of the said Sir John, and his heirs therein mentioned; whom failing, by Alexander Stewart, brother of the said Sir John and Walter; whom all failing, by the nearest heir-male of the blood and surname of the said Sir John, for rendering three suits at the three head pleas of the granter's court of the barony of Kyle, and other services used and wont. Dated at Dernelee, [<i>circa</i> 10th January 1361,] | 33 |
| 28. Charter of Confirmation by King David II. of a charter granted by Donald Earl of Leuenax to Maurice of Bouchannane, son and heir of the deceased Maurice of Bouchannane, of that earcate of land called | |

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- Bouchannane, together with Salleehy, bounded as therein described, with the power of holding court to try cases of life and limb on the said lands as often as he wished, and enjoying the issues thereof; providing also that any one accused and condemned at the Court of the said Maurice and his heirs should be put to death at the Earl's gallows of the Cathyr: To be held by the said Maurice and his heirs, of the granter and his heirs, in feu and heritage, for rendering for them in the King's common army when occasion required, one cheese for each house in which cheese is made on the said lands, and to the granter and his heirs six silver pennies, in name of hlench farm, if asked. The charter reserves to the said Donald and his heirs, from the men dwelling on the foresaid lands, the exhibition of their arms. The Earl's charter is without date, but the Confirmation is dated at Edinburgh, 26th January, in the forty-first year of the King's reign [1370,]..... 35
29. Charter by Walter of Foslene, Lord of Leuenax, to Walter of Boehannane, Lord of that Ilk, and Margaret his spouse, in liferent, for the said Walter's homage and service, of the half-quarter of the lands of Cambrune, lying nearest to the land of Kelnegad: To be held by the said Walter and Margaret, and the survivor of them, and by the lawful heirs of their bodies; whom failing, by the said Walter's heirs and assignees, for rendering to the granter and his heirs the third part of the maintenance of one archer in the King's common service, when occasion required, and answering three suits at the granter's three head pleas of Leuenax. [*Circa* 1373,] 37
30. Charter by the said Walter of Foslane, Lord of Levenax, to Walter Laird of Buehanane, of the land of Aehmarr, with the pertinents, in his earldom of Levenax and shire of Striuelyn, which land belonged to William Boyde and had been resigned by him: To be held by the said Walter the grantee and his heirs, of the granter and his heirs, in feu and heritage, for rendering three suits of court at the three head pleas of the earldom of Leuenax. Dated at the Belach, 20th August 1373,..... 38
31. Charter by King Robert II., granting to the said Walter of Fosselane, Lord of Leuenax, and his heirs, Earls of Leuenax, the exhibitions of arms of the whole earldom of Leuenax, both the King's lands and all other lands in the said earldom, together with the corrections of the same, and with the deficiencies and issues of the armies of the said earldom;

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| which exhibition of arms (<i>i.e.</i> , right of summoning the people to wapinshawings or musters,) was granted to Malcolm Earl of Leuenax and his heirs by King Robert I.: And also granting to the said Walter and his heirs of Fosselane and his assignees the lands of Achyndonane and of Myndoven, with the pertinents, for paying to the chaplain officiating at the altar of the Holy Cross in the parish church of Dunbretan, for the souls of the granter and his predecessors, the sum of six merks yearly: Granting also to the said Walter and his foresaids all the privileges enjoyed by previous Earls of Leuenax, etc. Dated at the Castle of Rothesay, 1st June, in the fourteenth year of the King's reign, [1384.] | 39 |
| 32. Assignment by William of Sandylandis, son of the deceased John of Sandilands, Laird of Crwkburne, in favour of Sir John Stewart of Castelmyle, of the sum of ten pounds of silver yearly, or ten merks' worth of land, in security of 100 merks sterling due to the latter by the granter. Dated at Bothwell, 4th March 1387,..... | 41 |
| 33. Notarial Transumpt, dated 21st July 1473, of an indenture between Robert Earl of Fife and Duncan Earl of Leuenax for the marriage of "Schir Murthow," son and heir of the former, with Isabel, eldest daughter of the latter; wherein the said Earl of Fife becomes bound that his said son shall "indow" his said spouse in the barony of the Redeball, "in tenandri and in demayn;" and the said Earl of Leuenax becomes bound to resign into the hands of the Crown all his earldom of the Leuenax for new infeftment thereof to be granted to him and the lawful heirs-male of his body; whom failing, to the said "Schir Murthow" and Isabel in liferent, and the lawful heirs of their bodies; whom failing, to the nearest and lawful heirs of the said Earl of Leuenax, etc. The indenture is dated at Inchemuryn, 17th February 1391,..... | 43 |
| 34. Indenture between Duncan Earl of the Leuenax and William of the Spens, burgess of Perth, and Issabel his spouse, bearing that the said Earl had infeft the said William and his spouse, heritably, in their lands of the Tarbart and Glendouglas, with the Yle of the Tarbart, in the earldom of the Leuenax, which had been recognosced; and that the said William and his spouse had set in tack the said lands and Yle to the said Earl during his lifetime, for payment at the manor-place of Mukdoe, yearly, of the sum of six merks sterling. Dated at Streuelyne, 25th July 1392, | 45 |

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| 35. Obligation by the said William of the Spens and Isabel his spouse, not to treat with any parties with reference to the "pleuchlande of Maegylerist," nor the lands of the deceased Maleolme Murthowson, without consent of the said Earl of Leuenax or his heirs, and to warrant to the said Earl the foresaid taeck of the lands of Tarbart, Glendouglas, and the Yle of Tarbart (see No. 34.) Dated at Striuelyne, 25th July 1392, | 48 |
| 36. Notarial Transumpt, dated 21st January 1460, of a charter granted by King Robert III. to Dunean Earl of Levynax, of the whole earldom of Levynax and lordship thereof, which belonged to the said Earl and had been resigned by him : To be held by the said Dunean and the lawful heirs-male of his body; whom failing, by Murdae Stewart, and Isabella, daughter of the said Earl, and the lawful heirs of their bodies; whom failing, by the nearest and lawful heirs of the said Dunean whomsoever, of the King and his heirs, for rendering the services due and wont. The charter is dated at Dunfremlyne, 8th November, in the third year of the King's reign, [1392,] | 49 |
| 37. Charter by Maleolm, son of Bernard of Herth, to Giles, son of the deceased Donald, son of Giles, of the half of the quarter of land called Ballebroehyr, in the tenement (holding) of Cailsy, with the half of the land called Leechad, in the earldom of Leuenax, for the support (<i>i.e.</i> , maintenance) of the granter and of Anot Sproll, his spouse, during their lifetime : To be held by the said Giles and his heirs and assignees, of the said Maleolm and his heirs, in feu and heritage, for rendering 20 pennies of silver yearly in name of blench farm. [<i>Circa</i> 1390-1400,]... | 52 |
| 38. Resignation by Giles, son of Donald, into the hands of Aliee of Erth, lady of Cragbernard, of the half quarter of the land called Ballebroehyr, in the tenement (holding) of Campsy, with the half of the land called Leechad, in the earldom of Levynnax, to be held by the said Aliee and her heirs, successors, and assignees, as freely as he himself, or his predecessors, had held them, and to be disposed by her and her foresaids at their pleasure. Dated at Mukdoe, 13th February 1400, | 53 |
| 39. Charter by the said Aliee of Erth, Lady of Cragbernard, to Sir William of Grahame, Knight, Lord of Kyneardyn, in Stratherne, of the said half of the quarter of land called Ballebroehyr, in the holding of Campsy, with the half of the land called Leechad, in the earldom of Levynax, which had been resigned to the granter by the said Giles, son of Donald | |

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| (Donaldson) : To be held by the said Sir William and his heirs and assignees, of the granter and her heirs, in feu and heritage, for payment of 20 pennies of silver yearly, in name of blench farm, if asked only. Sealed with the seals of the said Alice and her spouse, and also with the seal of Donald, Dean of Dunblane, and dated at Mwedoe, 13th February 1400, | 54 |
| 40. Charter by Robert of Mentethe, Lord of Rusky, to Margaret, daughter of Duncan Earl of Leuenax, of the lands of Ardewnane, of Strathachi, and of Ardmernak, in name of dowry, for her lifetime, in terms of an indenture made between the granter and the said Margaret : To be held, in name of dowry, for her lifetime, as freely as any other dower lands in the kingdom. Dated at Inchmoryne, 29th March 1403, | 56 |
| 41. Indenture between Sir Duncan Earl of the Levinax, and Sir William of Conynghame, Lord of Kilmawris, and Sir Robert of Maxwell, Lord of Caldorwod, with consent of Margaret and Elizabeth Danielstoun, their spouses, daughters of Sir Robert of Danielstoun, whereby the said Earl becomes bound to "charter and conferme" the said Sir William and Sir Robert and their said spouses, and the heirs of their bodies, in the lands of Achineloch ; and the said Sir William and Sir Robert become bound to grant to the said Earl, for his lifetime, a tack of the lands of Errachymor, of Inhecallach, of Achawle, and of Inchefad, and all other isles within Lochlmond, for payment yearly of 12 pennies of silver, if asked, at the Kirk of Inhecallach ; with the patronage of the Church of Inhecallach for the same period, etc. Dated at the Ballach, 18th October 1405, | 56 |
| 42. Notarial Instrument, upon the requisition by Duncan Earl of Leuenax, to John of Culqwhone, Lord of Luss, to implement the contract or obligation entered into by him to marry Margaret, daughter of the said Earl. Done near the cemetery of St. Patrick's Parish Church, in the diocese of Glasgow, 23d April 1411, | 58 |
| 43. Notarial Instrument of publication (dated 23d September 1415) of a bond of maurent by Arthur of Ardenagappil, son and heir of Morice of Ardenagappil, to "Schir Duncane Erle of the Lewynaxe," for his confirmation to be given to the said Arthur of the lands of Darleith, and for four merks of fee granted to the latter, yearly, during his said father's lifetime, and for three merks yearly to be granted to himself during his | |

lifetime, after his father's decease. The bond is dated at Inchmoryne, 5th April 1406,	Page 60
44. Charter by King James I. of Scotland to John Stewart of Dernelee, knight, of the lands of Torboltoun, in the barony of Kyle Stewart and shire of Ayr, which belonged to the grantee heritably, and had been resigned by him : To be held, all and sundry the foresaid lands, with the tenandries underwritten, namely, Rath, Nentirtane, Previk, Clune, Coliam, Carngulane, Welchtoun Litol and Welchtoun Mekil, Park of Torboltoun, Smethistoun, Skeok, and the Vuirton, by the foresaid John and the lawful heirs-male of his body ; whom failing, by his nearest lawful heirs- male whomsoever, of the Steward of Scotland for the time being, in a free barony, to be called the barony of Torboltoun, for rendering yearly to the King and his successors one suit of court in the Sheriff-court of Ayr, and to the Steward of Scotland for the time being, the ward, relief, and marriage duties when they occurred. Given under the Great Seal, and dated at Perth, 17th July, in the twenty-third year of the King's reign [1428,]	62
45. Charter by Agnes of Chalmers of Berwardiston, with consent of William of Chalmers of Fyndoven, her husband, to her dearest son and heir, David of Barry, of her half of the lands of Southbarr, in the barony of Ren- frew and lordship of Inchschenan : To be held of the Lord of Inchs- chenan and his heirs, in feu and heritage, for rendering to them yearly a chaplet of white roses, at Inchschenan, at the Feast of St. John the Baptist, in name of blench farm, if asked only. Dated at Aberdeen, 16th September 1432,	64
46. Letters by Charles VII., King of France, granting to Alan Stewart, Lord of Darnlie, son of the deceased John Stewart, Lord of Darnlee, an exten- sion of time during which to pay certain debts incurred by him for his support while engaged in his Majesty's service. Dated at Gienne, 4th August 1437,	65
47. Indenture between Alexander Mongomry, knight, Lord of Ardrossane, and Alan Stewart, Lord of Dernlie, for the marriage of John Stewart, son and heir of the said Alan, and Margaret Mongomry, daughter of the said Alexander ; for which marriage the latter became bound to pay, in name of tocher, with the said Margaret, the sum of 600 merks Scots, and the said Alan became bound to infeft the said John and Margaret, in con-	

	junct fee, in the 40 merk lands of Dregarn and Dromley, etc. Dated at Houston, 15th May 1438,.....	Page 67
48.	Charter by James of Crechtoun, Lord of Frendrach, knight, to John of Schaw, son and heir of John of Schaw of Haly, of the lands of Henristoun, in the shire and barony of Renfrew, in excambion for his lands of Dryholme, of the Bekhouse, and of Langholme, in the lordship of Anandirdale and shire of Dumfries, which the said John held in chief of William Lord of Crechtoun: To be held, the said lands of Henristoun, by the said John of Schaw and the lawful heirs-male of his body; whom failing, by the other heirs therein mentioned, of the granter and his heirs, for payment yearly of a silver penny at Whitsunday, in name of blench farm, if asked only, and 10 merks Scots in name of annual-rent. Dated at Stryueline, 26th March 1446,.....	70
49.	Obligation by David Ochonnyne, Laird of Strathyr, to Patrick of Buchannane, laird of that Ilk, not to wadset any of his (the granter's) lands in Scotland, except to the said Patrick or his heirs, under pain of the distraining of all his goods, moveable and unmoveable. Dated at Strathyr, 22d April 1455,	71
50.	Charter of Sale, by David Dugald of Quhonyne of Strathyre, to Patrick of Buchannane of that Ilk, of his whole lands of Stroyne, Arddundawe, Glaskyle, and Innyrdrysse, in the lordship of Strathyre, earldom of Stratherne and shire of Perth, bounded as therein particularly described: To be held by the said Patrick and his heirs, of the granter and his heirs, in feu and heritage for ever, for payment of a penny at Whitsunday yearly, in name of blench farm, for wards, reliefs, marriages, and all other services. Dated at Strathyre, 11th November 1456,	72
51.	Notarial Instrument narrating that Alexander Stewart, brother to, and procurator for, John Stewart, Lord of Dernle, compeared in presence of Lord Andrew Stewart, Lord Avendale and Chancellor of Scotland, and exhibited two petitions by the said Lord Dernle, under his seal, to the Chancellor, requesting that briefes should be directed from Chancery to the Sheriffs of Stirling and Dumbarton, for making inquiry as to what lands and annual-rents Duncan Earl of Lenax, father of Elisabeth of Lenax, grandmother of the said John, died vested and seased of, and whether the said John Stewart was one of the lawful heirs of the said Duncan, etc. Dated at Ayr, 16th December 1460,	73

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| 52. Charter by King James III. to the said John Lord Dernele and Margaret Montgomery, his spouse, in conjunct fee, and the survivor of them, of the dominical lands of Torbolton, Drumley, Dregarne, and Ragalhill, in the shire of Ayr, which belonged to the said John Lord Dernele heritably, and had been resigned by him : To be held by the said grantees, and the lawful heirs of their bodies ; whom failing, by the nearest lawful heirs of the said John Lord Dernele whomsoever, of the King, as Steward of Scotland, in feu and heritage, for rendering the services due and wont. Dated at Edinburgh, 20th July 1461,..... | 74 |
| 53. Notarial Instrument narrating a petition presented to King James III., in Parliament, by the said John Stewart, Lord Dernele, craving that his Majesty would direct briefs to be issued from Chancery, for serving him heir to the lands of half of the earldom of Leuenax, for which the petitioner bound himself to maintain, at his own expense, for one year, a hundred spears and a hundred bows, in any part of the realm, against his Majesty's enemies ; or otherwise, to find fifty spears and fifty bows for a year, and to find caution that his occupation of the said half earldom should not prejudice any claim his Majesty might have thereto, when he attained his majority. Dated at Edinburgh, 12th October 1463,..... | 75 |
| 54. Letters by King James III., under the Privy Seal, appointing the said John Stewart, Lord Dernele, to be Governor of the Castle of Rothesay, in the Isle of Bute, until his Majesty attained his fifteenth year ; for the keeping of which castle 40 merks were to be paid to his Lordship out of his Majesty's unassigned revenues of the Isle of Bute. Dated at Striueling, 4th February, in the fifth year of the King's reign [1465,] | 78 |
| 55. Letters by King James III., under the Privy Seal, granting to the said John Lord Dernele 100 merks " in his fee," until his Majesty completed his twenty-first year ; assigning to his Lordship in payment, £40 worth of the King's lands in Bute, and 40 merks in " ber and martis of Bute." Dated at Edinburgh, 28th April 1467, | 79 |
| 56. Letters of Procuratory by Alexander Duke of Albany, Earl of March, etc., appointing the said John Lord Dernele his procurator and assignee, to receive on behalf of his Grace 1950 merks Scots, due to him of the mails of the two parts of the lands of Castelmylk and Brvmyswele, in the lordship of Annandirdale, which had been in his Grace's hands for thirty- | |

nine years, since the decease of Sir John Stewart of Dernle, through the non-entry of the lawful heir to the said lands. Dated at Dunbar, 24th October 1470,	Page 80
57. Warrant by King James III., under the Signet, to the said John Lord Dernle, Captain of the Castle of Bute, to deliver to Henry Abbot of Paisley, or his assignees, the "lede" that his Lordship had in keeping in the said Castle, and to draw an indenture in duplicate, bearing the quantity delivered. Dated at Striuelyn, 28th January, in the eleventh year of the King's reign [1470,].....	81
58. Bond of Reversion by Robert of Creehtoun of Kynnowle, son and heir to Sir Robert of Creehtoun of Sanquhar, knight, in favour of the said John Lord Dernlee and his heirs, of the lands of Mekile Kipe, in the barony of Strathavan and shire of Lanark, upon payment to the granter or his heirs of the sum of 500 merks Scots, in the parish kirk of Sanquhar, in the manner therein specified. Dated at Torbolton, 1st June 1472,.....	82
59. Letters by King James III., under the Privy Seal, granting to the said John Lord Dernle, "in his fee," until his Majesty completed the twenty-fifth year of his age, the sum of 100 merks Scots, for £40 of which sum his Majesty assigns £40 worth of land in Bute, and the other 40 merks to be paid in "ber and martis of Bute." Dated at Edinburgh, 2d September 1472,	84
60. Discharge by Sir John Layng, parson of Newlands, treasurer to King James III., in favour of the said John Lord Dernlee, for 113 merks 3 shillings and 4 pence of the sum of £100 due to the King for the composition of four "justice ayris" of the shire of Bute. Dated at Edinburgh, 4th November 1472,.....	85
61. Draft Letters of Renunciation by the wife of John Napar, son and heir of Sir Alexander Napar of Merchainstoun, whereby, on the narrative that the said John Stewart, Lord Dernlee, had been at great expense in obtaining, and purchasing out of the King's hands, the earldom and lordship of Lenax, she becomes bound to renounce her claim to the fourth part of the said earldom and lordship in favour of the said Lord Dernlee and his heirs, in exambion for certain other lands belonging to his lordship. Dated at Edinburgh [14]72,	85
62. Reasons urged by the said Johu Earl of the Leuenax before the Lords of	

Privy Council, with the view of showing that his entry to his lands of the earldom of the Leuenax was not injurious to the interests of John of Haldane of Rusky, in connexion with the said earldom. <i>Dorso</i> , Edinburgh, 4th March, in the thirteenth year of the King's reign, [1472.]	Page 89
63. Notarial Instrument on the Agreement between the said John Lord Dernle and John Haldan of Rusky, for himself and Agnes Menteth, his spouse, to submit to the decreet of the Bishops of Aberdeen and Orkney, and of Andrew Lord Auandale and Colin Earl of Argyle, regarding the satisfaction to be made by the said Lord Dernle to the said John of Haldan and Agnes his spouse, for giving over to him the claim they had to the earldom of Levynnax. Done in the King's chamber, in the Abbey of Holyrood, 11th March 1472,	91
64. Notarial Transumpt (dated 14th June 1477) of Letter under the Privy Seal of King James III., wherein his Majesty promises to re-grant to the said John Lord Dernle the lands of the lordship of Dernle Inchehenane, in the shire of Renfrew, Torboltone, Dregarne, and Galstone, in the shire of Ayr, and the lands of Batheat, in the shire of Edinburgh, (which had been resigned into his Majesty's hands, to remain until the said Lord's entry to his part of the earldom of Levynnax, and thereafter until he should have infeft Andrew Lord Avandaill, in liferent, in the said earldom, and should have "maid sikkir" William of Edmonstone of Duntreth in the lands of Duntreth, Dungoyake, the Quhilt, Ballovyne, Blargare, Enbulg, the Glyn, and Carcarone, within the said earldom,) after his lordship had implemented the said conditions. Dated at Strivling, 21st June, in the thirteenth year of the King's reign [1473,]	94
65. Retour of the Service before Sir John Culquhone of that Ilk, knight, sheriff of Dumbarton, of the said John Lord Dernle, as heir of his grandfather, Duncan Earl of Leuenax, of the principal messuage and the half of the lands of the said earldom of Leuenax and superiority of the same, as lawfully descended from the elder daughter of the said Duncan: which messuage and half lands were valued at £60 per annum, and were held in chief of the Crown by the service of ward and relief, for rendering three suits yearly at the three chief pleas of the shire of Dumbarton, and had been in the hands of the Crown for 48 years, since the decease of the said Earl Duncan. Dated 23d July 1473,	96

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66. Instrument of Sasine, proceeding upon a brieve from the Chancery of King James III., in favour of the said John Lord Dernle, as heir of his said great-grandfather, Duncan Earl of Leuenax, of the said principal message and half of the lands of the earldom of Leuenax and superiority of the same: The precept directs that security be taken for £250 of relief of the said message and half earldom of Leuenax, during the 48 years they had been in non-entry. Dated 27th July 1473,.....	97
67. Discharge by King James III., in favour of the said John Lord Dernle, for all sums of money and compositions due to the Crown connected with his Lordship's entry to the earldom of Levenax. Given under the Privy Seal, at Edinburgh, 31st July 1473,.....	100
68. Notarial Transumpt, made at the Ballach, 12th October 1473, of letters under the Privy Seal of King James III., to the free tenants and other inhabitants of the earldom of Leuenax, charging them to yield obedience to the said John Earl of Leuenax and Lord Dernle. The letters are dated at Edinburgh, 10th October, in the fourteenth year of the King's reign, [1473,]	101
69. Obligation by Roger Thomson, son and heir of Thomas Rogerson of Drumdyvane, to Patrick of Buquhanan of that Ilk, and Walter of Buquhanan, his son and heir, for the sum of 535 merks Scots, to be paid in the Cathedral Kirk of Dunblane, in the event of the lands of Strathtire, in the shire of Perth, being wadset by the granters, or obtained by any one, away from the said Patrick and Walter and their heirs. Dated at Dunblane, 29th April 1474,	103
70. Tack by Patrick of Denowin of Hangatschaw, to the said John Earl of Lenax, of the lands of the Hangatschaw, in the barony of Cultyr and shire of Lanark, with hawking, hunting, fowling, fishing, etc., for twelve years from the date of the tack, for payment yearly of 5 merks Scots: Of which twelve years' rental, paid in advance, the tack contains a discharge. Dated at Pebles, 28th October 1475,.....	104
71. Letters of Gift by King James III. to the said John Earl of Leuenax, of the ward of all the lands, rents, and possessions in the Isle of Bute that belonged to the Crown by reason of ward, through the decease of James Stewart, Sheriff of Bute, and also the marriage of Ninian Stewart, son and	

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heir of the said James. Given under the Privy Seal, at Edinburgh, 8th January 1475,	105
72. Objections to be stated on behalf of John Earl of Lefnax against the service of Agnes of Menteth of Rusky, spouse of the foresaid John of Haldin, as heiress of the said Duncan Earl of Lefnax. [<i>Circa</i> 1476],...	106
73. Notarial Instrument on the Protest taken by John of Ylay, Lord of the Isles, relative to the sentence pronounced in a matrimonial cause between him and Elizabeth his spouse, by Mr. Thomas Forsyth, Canon of Glasgow, that the said deliverance should not prejudice him, as he was willing to receive the said Elizabeth, and treat her with marital affection, and to place all his lands and possessions in the will of the King, in security of the person and life of the said Elizabeth, etc. Edinburgh, 17th July 1476,	109
74. Notarial Instrument on the appointment by the said John Earl of Levinax, Lord Dernle, of Mr. John Brown, clerk, and Sir William Scot, chaplain, as his procurators, to enter appeals, etc., in a cause of bastardy, moved before John Bishop of Dunblane and his Official General, and still undecided, between the said Earl and the said Agnes Myntethe, alleged spouse of the said John Hawdene of Rusky. Dated at Glasgow, 11th December 1476,	110
75. Copy Commission by King James III., appointing Thomas Dunn, Knight, William Edmondston of Duntreth, and others, his Sheriffs of Stirling in that part, for serving a breve of inquest of the Chapel Royal, obtained by Agnes of Menteth of Rusky, spouse of John of Haldin, respecting the lands and annual-rents of the deceased Duncan Earl of Lenax, within the said shire, and for retouring the deliverance of the Inquest to Chancery, etc. Given under the testimony of the Great Seal, at Edinburgh, 23d January, in the sixteenth year of the King's reign, [1476.]	113
76. Letters of Gift by King James III., in favour of the said John Lord Dernle, of the office of Keeper and Governor of the Castle of Rothissaye, in Bute, for one year, and thereafter during his Majesty's pleasure, with the fees and duties belonging to the said office. Given under the Privy Seal, at Edinburgh, 8th May 1477,	115
77. Notarial Instrument on the submission by the said John Earl of Lenax, on the one part, and Alexander Lord Kylmawris, his tenant of the lands of Entyrykyn, in the barony of Torboltoun, on the other part, of the	

amount of composition to be paid by the latter to the said Earl for the duties, etc., of the said lands, in the event of his recovering them, to the arbitration of Robert Lord Lile, Sir George Campbell, Sheriff of Ayr, and Adam Wallace of Crago. Done in the chapel of the Virgin Mary, built on the walls of the parish church of Renfrew, 7th August [1478,]	Page 116
78. Notarial Instrument upon the appointment by Robert Blakadir, Archdeacon of St. Andrews, Rector of Guven, of Mr. William Wallas, physician to the King, Sir David Luthirdal, Archdeacon of Dunkeld, Snawdone Herald, and Adam Wallas of Crago, Unicorn Standard-bearer to the King, as his procurators, to present and notify to John Bishop of Glasgow, certain apostolic letters, and the processes led and to be led regarding the provision made by his Holiness for the said Robert Blakadir, with respect to the said Rectory of Guven, and to recover the fruits, rents, etc., of the said benefice, and otherwise to act on his behalf with reference thereto. Done in the chamber of William Archbishop of St. Andrews, in the King's palace, at Edinburgh, 18th August 1478, ...	117
79. Instrument on the Sasine given, <i>per manus suas proprias</i> , by Michael of Hamyltoun of Lochous, to Gilbert of Hamyltoun, his son and heir, of the half of the lands of the Inche of Batheate, which the said Michael held in chief of the said John Lord Dernle, in the regality of Batheate and shire of Renfrew. Dated 13th November 1481,	119
80. Letters by King James III., charging the said John Lord Dernle to deliver the Castle of Edinburgh, of which he had been keeper, to John Earl of Athole. Given under the signet and the sign-manual of the King, in absence of the Privy Seal, at Edinburgh, 7th October, in the twenty-third year of the King's reign, [1482,]	121
81. Signature by King James III., ordaining letters to be made, under the Great Seal, to the said John Lord Dernle, declaring that his Lordship and his associates were innocent with respect to the forcible detention of his Majesty in the Castle of Edinburgh, upon his coming thither from Lauder; and that his Majesty had charged the said Lord Dernle to seal and subscribe certain bonds, etc., made by the rest of the Lords, with the view of warding off suspicion of his being friendly to his Majesty, which would have led to his being removed from the keeping of the said castle and of his Majesty's person: and commanding that no one in time	

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| to come would impute blame to the said Lord Dernle or his servitors who are therein named, in connection therewith, etc. Written, and subscribed by the King, at Edinburgh, 19th October 1482, | 121 |
| 82. Letters by King James III., under the Privy Seal, granting to the said John Lord Dernle the office of Keeper of the Castle of Rothissay, in Bute, for seven years after the expiry of the period specified in his Majesty's former grant to him of the keeping of the said castle; with 100 merks of fee to be raised by him out of the lordship of Bute, namely, £40 worth of land in Bute, and 40 merks in "bere and martis" of Bute, and all profits and duties belonging to the said office. Dated at Edinburgh, 17th July 1484, | 123 |
| 83. Contract between John Earl of Leuenax and Charles of Pollok, Laird of Over Pollok, whereby the former grants to the latter the keeping of the said Castle of Rosay, under his Lordship, for five years, from Martinmas 1485, for payment yearly of 60 merks at the Castle of Cruxtoun, 5 chalders of beir, to be delivered in Gowane, 50 mas of sea-salted herrings, and 10 mas of red herrings, to be delivered in Renfrew; the said Lord allowing to the said Charles yearly 45 merks of the said sum for all the terms foresaid; for which the latter discharges his Lordship and his heirs of the lands of Langlochmuir, Potartoun, etc. Dated 1485, | 126 |
| 84. Gift by Colin Earl of Argyll, Chancellor of Scotland, to Walter Buchquhanan of that Ilk, of the marriage of John Campbel of Ardfinglace with a daughter of the said Walter, or failing the said John Campbel by decease, the marriage of Gillaspy or Duncan, his brothers, with the said daughter of the said Walter; whereby the Earl became bound to cause the said John or his brothers to infett the said daughter in 20 merks worth of land: For which marriage the said Walter Buchquhanan became bound to allow to the said Earl 250 merks for the marriage of Patrick Buchquhanan, his son and heir, with Margaret Campbel, daughter of the said Earl. Dated at Stirling, 22d June 1486, | 127 |
| 85. Articles and Instructions to be laid before King James IV. and his Council, after the battle of Tillymoss, recommending (1.) the punishment of those who were concerned in the murder of King James III. in that battle; (2.) the adoption of secure measures for the preservation of his Majesty's person, and the maintenance of his authority; and (3.) the removal from | |

his Majesty's person of the Bishops of Glasgow and Galloway, the Prior of St. Andrews, Lords Hailes, Gray, Drummond, and others, who had appropriated the whole authority of the realm and the King's treasure. [*Circa* 1489,]

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86. Letters of Remission by King James IV. in favour of Mathew Stewart, son and heir of the said John Earl of Leuenax, Alexander and Robert Stewart, his brothers, and 130 other persons of the names of Colquhoun, Lindsey, Logane, Hamilton, etc., of all action against the said parties for treacherously upholding and keeping the Castle of Dunbertane against his Majesty, and setting fire to the town of Dunbertane, and for all other acts of rebellion, depredation, etc., in time past. Given under the Great Seal, at Edinburgh, 12th February 1489, 132
87. Indenture between the said John Earl of Leuenax and the said Mathew Stewart, his son and apparent heir, on the one part, and Elizabeth of Menteth, spouse of the deceased John Napar of Merchynstoun, as one of the heirs-portioners of the earldom of Lennox, and Archibald Napar, his son and apparent heir, on the other part, whereby the said Elizabeth, with consent of her said son, renounces, in favour of the said Earl and his heirs, for ever, all right they had to the superiorities of the fourth part of the said earldom; for which causes the said Earl assigns to her and her heirs, for her part of the said earldom, the fourth part of the property, with the fishings, woods, isles, mills, etc., thereof, and becomes bound to infest the said Elizabeth and her foresaids in £5 worth of land of old extent, lying adjacent to the said fourth part of the said earldom, to be held of the granter blench, for payment of a penny. Dated at Glasgow, 18th May 1490, 134
88. Instrument of Sasine, proceeding upon a precept from the Chancery of King James IV., in favour of the said Mathew Stewart, son and heir of John Earl of Leuenax, of the whole earldom of Leuenax, which had been resigned by the procurators of the said Earl into the King's hands, at Linlithgow, and of the whole lordship of Dernlee, called Cruxfew, and the lands of Galstoune. Done at Ballach, 11th June 1490, 137
89. Letters by King James IV., under the Privy Seal, to John Earl of Lennox and Mathew Stewart, his son and apparent heir, charging them to make proclamation at the Market-Cross of Renfrew of his Majesty's displeasure with the "comunte and burges of Renfrew" for having, under silence

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| of night, gone to Paisley and destroyed the hewn work of the new market-cross of the said town, which had recently been erected by the King into a free burgh of barony, with certain privileges therein mentioned, charging them also to apprehend, if possible, and punish with rigour of law, the persons who had committed the said offence. Dated at the Abbey of Paisley, 23d December, in the third year of the King's reign, [1490,] | 140 |
| 90. Decree Arbitral, pronounced by Robert Lord Lyle, Sir John the Ross of the Halkhed, Sir John of Chawmir of Gatgyrth, and others, on the submission made to them by the said John Earl of Leuenax and Sir John Lord Simpill, decerning and ordaining that the said Earl and Mathew, his son, and the said Sir John Lord Simpill, should mutually remit and forgive all unkindnesses and injuries done to each other in times past, and that the retainers of both parties should satisfy each other for mutual injuries done by themselves to one another. Dated at Renfrew, 16th March 1491, | 142 |
| 91. Tack by the Procurators of Jaspar Cranstoun, prebendary of Cardross, to Mr. John Stewart, parson of Kyrkynner, of the teinds, fruits, and emoluments belonging to the said prebend of Cardross, for three years from Lammas 1493, for payment yearly of 80 merks at the Feast of the Purification of our Lady, 40 merks at the Nativity of St. John the Baptist, and 40 merks within 20 days after each term foresaid. Dated at Edinburgh, 17th June 1493, | 145 |
| 92. Letter of Procuratory by John Earl of Leuenax Lord Dernle, appointing Mathew Stewart and John Stewart of Henrystone, his sons, his procurators for "communing" and treating with John Haldane of Glenegass and James, his son, relative to the value of the quarter of the superiority of the earldom of Leuenax. Dated at Glasgow, 8th July 1493, | 146 |
| 93. Indenture between the said John Earl of Leuenax and Mathew Stewart, his son, on the one part, and the said John Haldane and James, his son, on the other part, whereby it is agreed that the said James Haldane shall have heritably to himself and his heirs the lands of Calemor, the Ross McRath, Lurglorn, Keledayn, the half of Drumekill, the three Catrys, Temkyte, Nader Barquhos, Blarmyle, Schenaglas, Ladrysbeg, and the two Boturchis, for the quarter of the property of the said earldom; and also the lands called Treynbeg, Knockour, the fisher land called the Croft, | |

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| Barlosk, Ladrysmor, and the two Aekinkeraehis, in full satisfaction to him and his foresaids of his right to the property or superiority of the said earldom. Also the said Mathew becomes bound, if required, to resign the said lands, and the isles of the Ross, Durinehe, and Yilingdarg, with the quarter fishing of Loehlomond, except the Loehmouth and the water of Lewyne, etc. Dated at Drummane, 11th July 1493, | 147 |
| 94. Indenture between James Lord Hammyltoun, on the one part, and the said Mathew Stewart on the other part, for the marriage of the latter with Elizabeth Hammyltoun, sister to the said Lord; whereby his Lordship becomes bound to infest the said Mathew in the lands of the Halsyde, in the barony of Drumschargat and shire of Lanark, until he should pay to him or his heirs the sum of 600 merks, or until he should deliver to them the right of the marriage of the "heritour of Avendaill," in which case the said Mathew was bound to resign the said lands; and the said Elizabeth becomes bound to give over the lands of the Lenax upon the said Mathew bringing home a dispensation for legalizing the marriage between her and him, and legitimating their children, and upon his giving her, in conjunct fee, £40 worth of land, etc. Dated at the College of Bothwell, 9th April 1494, | 150 |
| 95. Charter by the said James Lord Hammilton, in terms of the foregoing contract, to the said Mathew Stewart, of the said lands of Hawsyd, in the barony of Drumsargarth, for the sum of 600 merks, in name of dowry with the said Elizabeth Hammiltoun, his Lordship's sister: To be held by the said Mathew and the heirs of the said marriage, and their assignees; whom failing, by the said Mathew's nearest lawful heirs whomsoever, for rendering a red rose at the Feast of the Nativity of St. John the Baptist, yearly, in name of blench farm, if asked only. Dated at the Castle of Hamilton, 18th April 1494, | 153 |
| 96. Charter by John Lord Kennady to Mathew Stewart, lord of the feu of the earldom of Levenax and lordship of Dernle, for security and payment of 450 merks, of the three merk lands of the Twa Drumsywyllys, one merk land of Makmanerstone, one merk land of Drumehoiis, three merk land of Drumeowys, with the mill of Polelewane, in the barony of Dalrympill and shire of Ayr, and the two merk lands of Knoekinane, on the river Stynehell, in the earldom of Kerrik and shire foresaid: To be held of the granter and his heirs by the said Mathew and his heirs, for payment | |

of a penny Scots, yearly, in name of blench farm, if asked only. Dated at Cassillis, 2d June 1495,	Page 154
97. Instrument of Dispensation by Robert Archbishop of Glasgow, Commissioner of Julian Bishop of Ostia, Great Penitentiary of Pope Alexander VI., dispensing with the impediments to the marriage of the foresaid Mathew Stewart and Elizabeth Hamyltoun (see No. 95), who were related to each other in the fourth degree of consanguinity and double fourth of affinity. Dated at Glasgow, 31st August 1495,	155
98. Instrument on the Sasine given by the hands of Patrick Colquhoun of Glyne, bailie of Mathew Earl of Leuenax, to the said Elizabeth Hamiltone, the divorced spouse of the said Earl, for herself and the male children begotten between her and the said Earl, in conjunct fee, of the Mains of Dernlie, the two Kersvellis, the lands of the Crag of Neylstone, Hoylhous and Greynhillis and the Kirktoon of Neylstone, in terms of her charter of the said lands. Dated 11th September 1495,	158
99. Bond of Reversion by Robert Lord Lyle, in favour of the said Mathew Earl of the Leuenax, Lord Dernle and Inchenan, of the ten merk lands of the town of Inchenan, the four merk lands of the park of Inchenan, and the three merk lands of Wrichtland and Rassele, and the three merk lands of Craigtown and Flwres, in the parish of Inchenan, lordship of Cruksfew, and shire of Renfrew, for payment of sums amounting to 1200 merks, as therein particularly specified. Dated at Lyle, 30th January 1496,	159
100. Precept from the Chancery of King James IV., for infesting John Colquhoun of Luss and Elizabeth Stewart, his spouse, in conjunct fee, in the £10 lands of Garthsquyb, and the mills thereof, in the earldom of Levenax and shire of Dumbarton, which lands and mills belonged to the said John Colquhoun heritably, and were resigned by him for new infestment. Dated at Dumbarton, 6th April, in the tenth year of the King's reign, [1498],	162
101. Obligation by Mathew Walles of Crago to the said Mathew Earl of Lewinax, to grant a discharge in favour of the latter for 150 merks of the sum of 300 merks for which the lands of the Lynbank had been sold to him under reversion, and to grant a new letter of reversion containing the remainder of the sum (£100), upon the said Lord infesting him herit-	

	ably in four merks' worth of land of old extent of Fichen and Knokside, in Risdale Mwr, in the lordship of Cuningham and shire of Ayr, for twelve merks of feu yearly. Dated at Ayr, 24th September 1498,	Page 163
102.	Letter of Reversion by the said Mathew Walles of Crago, in favour of the said Mathew Earl of Lewinnax, and his heirs and assignees, of the said lands of the Lynbank, in the lordship of Avendale and shire of Lanark, upon payment to himself or his heirs of 300 merks Scots, and the delivery of a letter of tack of the said lands for five years from the date of redemption, at a yearly rental of twelve merks. Dated at Ayr, 25th September 1498,	164
103.	Commission by King James IV. to the said Mathew Earl of Levinax, appointing the latter his Majesty's lieutenant and "justice" in Kyntyr and Knapdale, and empowering him to grant remissions and respites to the inhabitants within the said bounds for all offences bygone. Given under the Signet, at Stirling, 11th May 1499,	166
104.	Obligation by William Hammiltoun, son and apparent heir of Alexander Hammiltoun of Bathket, whereby he becomes bound to the said Mathew Earl of Levenax to cast down and put away the house which, by his Lordship's permission, he had built, in the Muir of Bathket, on the Torroech, upon his being commanded by the said Earl to do so. Dated at Dunbertain, [] January 1500,	167
105.	Obligation by the Same to the Same, in terms similar to the foregoing. Dated at Dunbarton, 29th January 1500,	168
106.	Notarial Instrument on the redemption by Mathew Lord of Dernly, from Mr. Hamilton, Laird of Innerwick, of certain lands and others, by payment on the principal altar of the church of Bathket of £20, contained in the Letter of Reversion of the said lands. Done in the choir of the Church of Bathcat, 7th November 1502,	169
107.	Precept by John Lord Sympill, Sheriff of Renfrew, appointing Patrick Colquhoun and others his Sheriff-deputes, for infefting the said Mathew Earl of Lewenaxe and Lord Dernlie in the lands of Bathkete, in terms of a precept from Chancery, directed to his Lordship to that effect. Dated at Renfrew, 10th June 1505,	170
108.	Indenture between the said Mathew Earl of Levenax and Alexander Lord Erskyne, relative to the right of the tenants of Bernys, Bernhill, and	

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Awelandis, to pasturing their cattle on the common of Inchinnan, and to the division of the said pasture ground between the said Earl and the said Alexander Lord Erskyne, etc., for which division (by which a piece of land, therein described, and fifty-four acres of the common were allotted to the latter) the said Alexander becomes bound to pay to the Earl £50 Scots, upon his being infeft in the said land, with the said fifty-four acres of common. Dated at Stirling, 22d July 1505,	171
109. Extract Decree of the Consistorial Court of Glasgow, upon a contract, dated 15th June 1505, between the said Mathew Earl of Lennox and Alexander Stewart of Galstone, whereby the said Earl became bound to infeft the said Alexander in free blench, for his good service, in twenty merks' worth of land of old extent of the lands of Galstone, which his father had held in feu, and the said Alexander became bound to resign to the said Earl other ten merks' worth of the said lands of Galstone, with the keeping of the tower thereof. The Court ordain the parties to implement their respective parts of the said contract. Dated 10th September 1505,	174
110. Instrument of Resignation and Sasine by Patrick Bertilmo, burgess of Renfrew, in favour of the said Mathew Earl of Leuenax, of certain tenements in the said burgh, therein particularly described. Dated 10th December 1505,	176
111. Indenture between Mathew Earl of Lewenax, Lord Dernlie, on the one part, and William Earl of Montrose, Lord Grahame, on the other part, for the marriage of John Stewart, son and apparent heir of the former, and Margaret Grahame, daughter of the latter: For which marriage the said Earl of Montrose becomes bound to pay to the said Earl of Lewenax 1800 merks, for the redemption of his lands of Henrystone, Howsill, and others, which were then wadset for the sums specified in the indenture; and the said Earl of Lewenax becomes bound to put his said son in the fee of £100 worth of land, with a mansion-house, and to infeft him and his said spouse, in conjunct fee, in 120 merks' worth of the said land, with the mansion-house thereon; the Earl himself to have the liferent of the remainder of the said £100 land. Dated at Edinburgh, 15th April 1506,	178
112. Assignment by Christian Murdoch, spouse of John Freland, to the said Mathew Earl of Leuenax, appointing him her assignee to a liferent made	

	to her by Robert Callander of Dowratour, of two merks' worth, of new extent, of his lands of Bawcoroth Freland, in the earldom of Leuenax and shire of Dumbarton. Dated at Dumbarton, 2d August 1506,	Page 181
113.	Process of Dispensation by Patrick Murray, Treasurer of the diocese of Dunblane, in virtue of a commission to him by Cardinal Ludovick, Great Penitentiary of Pope Julius II., for dispensing with the impediments to the marriage of William Cunyngham, son and heir of Cuthbert Earl of Glencairn, and Margaret Stewart, daughter of the said Mathew Stewart, Earl of Lewenax. Dated at Edinburgh, 15th December 1507,.....	182
114.	Testament of Barald Stewart, Lord of Aubigny, Earl of Bewmont, whereby he bequeaths to the Minorite Friars of Edinburgh £1400, and places the rest of his property at the disposal of his executors, Mathew Earl of Leuenax and John of Aysoune, to be bestowed by them for the good of his soul, as they should answer to God. Dated at Corstorphine, 8th, and confirmed at Edinburgh, 18th June 1508,	186
115.	Obligation by Mathew Campbell of Kylochit, whereby, on the narrative that the said Mathew Earl of Lennox had sold to him the lands of Newmains, in the barony of Torbolton and shire of Ayr, and had also assigned to him the lands of Kowmoir, in the lordship of Dernlie, in satisfaction of the profits of the said lands of Newmains, he becomes bound not to intromit with the profits of Newmains during his peaceable possession of Kowmoir (Kilmoir). Dated at Glasgow, 16th December 1508,	187
116.	Obligation by John Lord Ross of Halkhede, relative to the payment of 200 merks, contained in an indenture between the Lord of Lennox and himself, so as not to "hort" the said Lord. Dated at the Halkhed, 26th April 1509,	188
117.	Discharge by Archibald Earl of Argyll to Walter Boquhannane of that Ilk for £204 Scots, in part payment of a greater sum due to the granter, for the redemption from him of the lands of Strathyr, which had been appraised from the said Walter. Dated at Perth, 24th January 1510,	189
118.	Discharge by the said John Lord Ross to the said Mathew Earl of Leuenax, for 100 merks, in part payment of the granter's son's tocher,—being the first instalment thereof. Dated at the Halkhed, 17th April 1511,	190

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| 119. Obligation by the said John Lord Ross, whereby, in respect of the payment to him by the said Mathew Earl of Leuenax of the said sum of 100 merks, and of his promise to pay 200 merks more before Martinmas thereafter, for the redemption of the granter's lands, the latter becomes bound not to crave his Lordship for payment of the other 300 merks of tocher due by him till Beltane 1514, nor to dispose of his son's marriage to any one else in the meantime. Dated at the Halkheid, 17th April 1511, | 190 |
| 120. Indenture of a contract of marriage between John Stewart, Master of Lennox, and Elizabeth Stewart, daughter of John Earl of Athole: For which marriage the Earl of Lennox becomes bound to infest his said son and his said spouse in the place and fortalice of Gastoun, with the mains thereof, and other lands lying around it, to the extent of a ten merk land of old extent, the whole lands and barony of Tarbolton, and twenty merks' worth of the lands of Drygarne, in the shire of Ayr, etc., and Sir John Stewart, Master of Athole, becomes bound to pay to the said Earl of Lennox 1000 merks for the redemption of certain of his lands; the half of which, when redeemed, were to be given to the said Master of Athole, and his said spouse, in conjunct fee. Dated at Edinburgh, 19th January 1511, | 192 |
| 121. Instrument of Dispensation by James Lyn, Canon of Dunkeld, in virtue of a commission to him from the Penitentiary of Pope Julius II., dispensing with the impediments to the marriage of the said John Stewart, son and heir of Mathew Earl of Leuenax, and Isabella Stewart, daughter of the said John Earl of Athole, who were related to each other in the second and fourth degrees of consanguinity. Done in the Chapel Royal at Holyrood, 29th January 1511, | 195 |
| 122. Instrument of Sasine, proceeding upon a precept from the Chancery of King James IV., in favour of the said Mathew Earl of Leuevenax, of the lands of the earldom of Leuenax and the office of Sheriff of Dumbartonshire, with the patronage of the provostry of the collegiate church of Dumbarton, and of all other churches and chaplainries of the said earldom and shire, in property and superiority. Dated 16th February 1511, | 200 |
| 123. Discharge by the said John Lord Ross to the said Mathew Earl of Leuenax, for 200 merks paid to him by the latter, in terms of a contract of marriage made between them. Dated at the Halkhed, 11th July 1512, | 204 |

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| 124. Discharge by Sir Alexander Barbour, on behalf of John Lord Ross, for twenty merks in silver and gold, paid by the hands of Mr. Robert Maxwell, rector of Torboltoun, on the part of the said Mathew Earl of Lennox, being the balance of 200 merks of his daughter's tocher. Dated at Glasgow, 17th November 1512, | 205 |
| 125. Precept by John Lord Drummond to his bailies, for infefting Henry Malcolm, merchant burgess of Perth, in the two part of the lands of Fornoch, in the stewartry of Stratherne and shire of Perth. Dated at Drummane, 5th August 1513, | 205 |
| 126. Letters under the Great Seal, by King James V., appointing Walter Buchanan of that Ilk, and others, his Sheriffs of Dumbarton, for serving John Stewart as heir to his father, Mathew Earl of Leuenax, in the lands, annual-rents, offices, and others which belonged to the latter in the said shire. Dated at Stirling, in the first year of the King's reign, 23d September 1513, | 206 |
| 127. Letters by King James V. to the said Walter Buchanan of that Ilk, and others, his Sheriffs in that part, to charge the tenants of the earldom of Lennox to pay their rents to John Earl of Lennox, who was served heir to the said earldom, but had not as yet entered thereto. Dated 7th November, in the first year of the King's reign, [1513.] | 208 |
| 128. Indenture between the said John Earl of Leuenax and John Lord Lyle, whereby the former renounces to the latter his lands of Duchall, ward and blench farm, in the lordship of Dwchall, and the said John Lord Lyll becomes bound to cause his "eyme," Mr. John Lyll, to renounce, in favour of the said Earl of Lennox, the lands of Raschellie, Wrychtlande, and the park of Inchynane, etc. Dated at Glasgow, 23d April 1514, ... | 208 |
| 129. Bond of Manrent by Ninian Bannachtyne of the Kamys and Robert Bannachtyne, his son, whereby they become bound to be men and servants to John Earl of Lenax, and to give him their best counsel when required, and to take part with the captain, or captains, of the Castle of Bute. Dated 10th February 1514, | 212 |
| 130. Discharge by Patrick Maxwell of Newark, to the said John Earl of Leuenax, of the ward and marriage of John Napier, son and heir of the late Robert Napier of Kylmahew, and of 60 bolls of meal and half a | |

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chalders of bear yearly, from the lands of Haltonrig and Conreuth, during the time of the ward of John Lord Lile; and also of 120 merks due to him by the said Earl, in consideration of the latter having infest the granter of the discharge heritably in the lands of Dargavell, in the shire of Renfrew. Dated July 1516,.....	213
131. Indenture between John Earl of Lenax, Lord Darnly, and Hugh Earl of Eglington, Lord Montgomery, for the marriage of Mathew Stewart, eldest son and heir of the former, with Cristian Montgomery, eldest daughter to John Master of Eglington; whom failing, the marriage of the eldest surviving son of the said John Earl of Lenax with the eldest surviving daughter of the said Master of Eglington: For which marriage the said Hew Earl of Eglington becomes bound to pay 2000 merks towards the redemption of the said John Earl of Lenax's lands, etc. Dated 16th February 1519,	214
132. Agreement between the said John Earl of Levinax on the one part, and Allan Stewart of Craghall on the other part, whereby the former becomes bound to infest the latter in the lands of Drigarne, in the bailliery of Cunningham, and the said Allane, on his part, becomes bound to infest the said Earl in the lands of Inchinnane, and either to redeem the said lands of Drigarne to the extent of 300 merks, or pay the said sum to the Earl in money. Dated 19th April 1520,	218
133. Tack by King James V., with consent of John Duke of Albany, Governor of Scotland, to the said John Earl of Levenax, of the lands and lordship of Bute, with the forest thereof, for three years from Whitsunday 1521, for payment yearly of six merks for each chalders of bear, thirty-two shillings for each chalders of oats, and thirteen shillings and fourpence for each mart. Dated 8th February 1521,	219
134. Obligation by John Stewart of Halrig to resign in favour of the said John Earl of Leuenax the lands of Over Dornie, in which he was infest under reversion, upon payment by the Earl, to him and his heirs, of 115 merks. Dated 11th June 1522,	221
135. Letters by King James V. to the Sheriffs of Dumbarton and Renfrew, and to the Stewart of Menteith, commanding them to assist the said John Earl of Leuenax, Warden of the East Marches, and Lieutenant within the bounds of Lothian, the Merse, and Teviotdale, in keeping good rule therein. Dated 22d January 1523,	221

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136. Commission by King James V., under the Privy Seal, appointing the said John Earl of Levynax to be his Majesty's Justice within the bounds of the lands, lordship, and Isle of Bute, in consideration of the good service done by him to the King in times past. Dated May 1525,	223
137. Taek by King James V. to the said John Earl of Levynax, of the lands and lordship of Bute, with the forest of the same, for five years from Whitsunday 1526, for payment yearly of the rental specified in No. 133, <i>supra</i> . Dated 31st May 1525,	225
138. Obligation by King James V. to avail himself of the advice of the said John Earl of Levinax on all important occasions, "fyrst and befor omy man," in consideration of the great services rendered to the King, in preserving his Majesty's person and maintaining his authority during his minority. Dated 26th June 1526,	226
139. Notarial Instrument on the gift by Elizabeth Hammylton, Countess of Lenax, to Isabella Stewart, Countess of Lenax, younger, of the fruits and emoluments of certain portions of the lands of Baldinhecht, and Glanderstone, for one year, and afterwards, during the granter's pleasure. Dated 7th May 1527,	228
140. Letters of Excommunication by the Officials of Glasgow, against persons unknown, who had abstracted from a chest in which they were kept an instrument of sasine of the lands of Dernlee, etc., and other title-deeds, belonging to Mathew Earl of Lennox. Dated 2d May 1528,	229
141. Baek Bond by Patriek Colquhoun of Ardineonnell and Isabel Nikeaula, his spouse, to George Buquhannan of that Ilk, whereby, on the narrative that the latter had sold to them heritably the 40s. lands of old extent of Kirkmyehell Buquhannan, they became bound not to uptake more than 8 merks yearly of the said lands without the consent of the said George. Dated at Rosdeu, 6th February 1528,	230
142. Obligation by Dame Elizabeth Hammyltoun, elder Countess of Leuenax, and Dame Isabel Stewart, younger Countess of Leuenax, to submit the matter of their respective terrees to the arbitration of Gawane Hammyltoun of the Haggis, James Hammyltoun of Turnilaw, and others therein mentioned, on the part of the elder Countess, and of Ninian Lord Ross, John Colquhoun of Luss, and others therein mentioned, on the part of the younger Countess. Dated at Glasgow, 9th April 1529,	231

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143. Obligation by the said Dame Elizabeth Hammyltoun, Countess of Lenax, and John Sympill of Fullwood, to submit the action between them, as to their respective rights to certain portions of the Common of Inchynnan, to the arbitration of Mr. Adam Colquhoun, parson of Stobo, and official of Glasgow, William Stirling of Glorat, John Bresbaine of Bishoptoun, and James Freland of that Ilk. Dated at the Kirk of Renfrew, 21st April 1530,	233
144. Deposition of Gilbert Legzeit, one of the witnesses in the action before referred to, between Dame Elizabeth Hammyltoun, Countess-Dowager of Lennox, and John Sympill of Fullwod, concerning the common lands of Inchinnan, called Schawistounne, Tynkellaris Maling, and the Newward. Dated 23d April 1530,.....	234
145. Decreet-Arbitral by Adam Colquhoun, parson of Stobo, William Stirling of Glorat, and others, under the submission between the said Dame Elizabeth Hammyltoun, Countess of Lennox, and John Sympill of Fulwood, respecting the division between them of certain portions of the Common of Inchinnan (see No. 143). Dated at Renfrew, 28th July 1530,	235
146. Agreement between the said Mathew Earl of Leuenax, with consent of Robert Bishop of Orkney and others on the one part, and Sir James Hamyltoun of Fynnart, on behalf of James Earl of Arran, on the other part, for themselves, their kin and friends, for the removal of the suspicion and hatred conceived by the said Mathew against the said James Earl of Arran, for the slaughter of the deceased John Earl of Leuenax, committed beside Linlithgow, whereby the said Sir James becomes bound to fee six chaplains to "do suffrage" for the soul of the said deceased Earl for seven years; three of them to sing continually in the College Kirk of Hamilton, and the other three to sing continually in the Blackfriars of Glasgow, etc. Dated at Stirling, 13th February 1530,.....	236
147. Letters by King James V., under the Privy Seal, appointing the said Mathew Earl of Leuenax, and his heirs and assignees, captains of the Castle of Dumbarton, and assigning to them all lands, annual-rents, fishings, mails, duties, and others, belonging thereto, for nineteen years from Whitsunday 1531, reserving to William Stirling of Glorat and his heirs the tacks granted to them by Sir James Hamilton of Fynnart, of the office of depute-constable of the said castle. Dated 28th April 1531,	240

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| 148. Indenture between James Striueling, Constable of Dumbarton, on the one part, and Thomas Tulloch, servant to the King (James V.), on the other part, on the delivery by the former to the latter of "ten twahandit swordis and twa culuerynnes," which were delivered to George Striueling of Glorat. Dated 14th August 1536, | 242 |
| 149. Signet Letters by King James V. to the Sheriffs of Dumbarton and Renfrew, and all other judges, discharging them from calling and proceeding with all actions and processes against the said Mathew Earl of Leuenax, until after his return from France,—especially the action raised and pursued against him before the Sheriff of Renfrew, by Archibald Earl of Argyll and others. Dated at Temptalloun, 26th July, in the twentieth year of the King's reign, [1541,]..... | 243 |
| 150. Summons, at the instance of Dame Helen Stewart, Lady Erroll, proprietrix of the lands of Crookistoun and lands of Inchiunan, against Robert Master of Simple, for preventing her from intromitting with the corn of the said lands. Given under the Signet, at Stirling, 21st November, in the second year of the Queen's reign, [1544,] | 244 |
| 151. Instructions by Mathew fourth Earl of Levinax relative to the management and conduct of his affairs until his return from England, wherein he gives directions to beseech the King to supersede any action with respect to the Isle of Bute and the Castle of Dumbarton, etc., till his Lordship's return: also to enter such tenants as were unentered, without making any compositions or disposing of any ward or marriage pertaining to his Lordship; suggests that the mails of the lands that belonged to William Edmeston, in the Balloch, should remain in the hands of the tenants, and requests that he (the Earl) should be entered to the lands of Cruxfe and Torbolton, etc. [Circa 1563,]..... | 245 |
| 152. Memorial by the Sheriff-Clerk of Dumbarton for Mr. Fewler, agent or factor for Mathew fourth Earl of Leuenax, for his information and guidance in the conduct of the Earl's affairs, written about the time of his Lordship's recall from England, by Queen Mary, wherein the writer states what he considers to be the best mode of procedure for the management of the earldom of Leuenax, and the improvement of the dilapidated condition thereof. [Circa 1564,] | 247 |

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153. License by Mary Queen of Scots to Mr. John Spens of Condry and Robert Creichtoun of Eliok, her Majesty's advocates, to resort to and give the benefit of their advice and counsel to Mathew sometime Earl of Leuenax, in all his actions, affairs, and business, notwithstanding the process of forfeiture led against him. Dated 25th September 1564,.....	251
154. Letters of Charge by Queen Mary, at the instance of Mathew Earl of Leuenax, against James Stewart of Cardonald, charging him to restore, under the pain of treason, 360 thraves of grain, which had been carried off by the said James, though previously arrested upon the Mains of Inchinnan. Dated at Linlithgow, 29th March 1565,	251
155. Contract made, with advice of Mary Queen of Scots, between Lady Margaret Douglas, daughter of the deceased Archibald Earl of Angus, with consent of Mathew Earl of Levenax, her husband, and Henry Lord Darnly, their son, on the one part, and Archibald Earl of Angus, with consent of his tutor, James Earl of Morton, Chancellor of Scotland, on the other part, whereby the said Lady Margaret, with consent foresaid, ratifies in favour of the said Archibald then Earl of Angus, and the heirs-male of his body, the destination of the earldom of Angus, comprehending the lands, lordships, and baronies therein mentioned, made by the said deceased Archibald Earl of Angus, etc. Dated at Stirling and St. Andrews, 12th and 13th May 1565,	252
156. Procuratory by the said Mathew Earl of Leuenax, appointing Mr. Alexander Sime his procurator, for procuring the service of the said Lady Margaret Douglas, his spouse, as heir to her grandfather, George Master of Angus. Dated at Rosdow, 31st May 1565,	262
157. Retour of the General Service of Lady Margaret Douglas, spouse of Mathew Earl of Levinax, as heir of the deceased George Master of Angus, her grandfather. Dated 9th June 1565,	263
158. Warrant by the said Mathew Earl of Leuenax, Lieutenant-General, to his sheriffs in that part, authorizing them to disarm the tenants of those of the nobility and gentry who had conspired against King Henry and Queen Mary, and to keep the said arms until further orders. Dated at Glasgow, 20th September 1565,	264
159. Letter by Sir John Colquhoun of Luss, knight, to William Smollat and Humphrey Cunningham, bailies of Dumbarton, charging them to cause	

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| “the haill toun of Dunbertene” to repair armed to the hill of Ardmuir, with “four dayis furnesing,” and there to remain with the country folks thereof; as, in the event of Argyle’s army coming forward to cross by boats to Dumbarton or Glasgow, he (Sir John) and the “haill euntre” would pass after them for defence thereof, etc. Dated at Rosdew, 15th October [c. 1565,]..... | 265 |
| 160. Letters of Gift by the said Mathew Earl of Leuenax to Sir John Stewart of Mynto, knight, of the escheat goods that belonged to Mr. Andrew Hay, parson of Renfrew, who had been put to the horn for his treasonably assisting and taking part with James Earl of Murray and his accomplices. Dated 12th November 1565, | 266 |
| 161. Warrant by Mary Queen of Scots to the said Mathew Earl of Lennox’s chamberlains of the Abbey of Arbroath, to desist from uplifting the rents, duties, etc., of the said abbacy, until they received her Majesty’s further commands. Dated 2d December 1565,..... | 267 |
| 162. Letters of Procuratory by John Earl of Atholl, appointing Mathew Douglas of Manis, and others, his procurators, to give intimation to the pretended possessors and free tenants of the lands of the earldom of Leuenax, the lordship and barony of Dernlee, Inehinnan, Cruksoun, the lands of Neilstoun, the baronies of Torboltoun, Galston, Dreghorn, and others therein mentioned, that the said Earl had received from the Crown a gift of the nonentry of the said lands, lordships, baronies, and others. Dated 1565, | 268 |
| 163. Letters of Procuratory by the said Mathew Earl of Leuenax, appointing Mathew Douglas of the Manis his procurator, to give warning to John Colquhoun of Luss, knight, William Edmeston of Duntreath, and others, to compare in the parish kirk of Dumbarton on a certain day, and there to receive the sums of money therein specified for the redemption of the lands of Mawmoir, Mawbeg, Blairvarden, Forlingearoche, and the Strone, the lands of Aehingarth and the Lairg, and others therein particularly mentioned, which had been sold to them under reversion. Dated at Dumbarton, 26th September 1566,..... | 269 |
| 164. Precept of Clare Constat by Henry King of Scotland, with consent of Mathew Earl of Leuenax, for infetting Arthur Darleyth of that ilk as | |

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heir of his father, John Darleyth of that Ilk, in the £5 lands of old extent of Darleyth, in the earldom of Leuenax and shire of Dumbarton. Dated at Glasgow, 16th January 1566,	272
165. Letters of Procuratory by the said Mathew Earl of Lenox, appointing Thomas Craufurd of Jordanhill and others his procurators, to appear on his behalf, and to act for him, in all causes and actions in which he was concerned. Dated 12th January 1568,	273
166. Precept by the said Mathew Earl of Lennox to his Commissioners in Scotland, charging them not to trouble nor molest the said Thomas Craufurd in the peaceable possession of "that thing" which he held of the Earl, without his Lordship's special command to that effect. Dated at London, 5th May 1569,	274
167. Letter by King James VI., with consent of Mathew Earl of Leuenax, Regent, to his sheriffs, to charge the keepers of the Abbey and Place of Paisley to surrender the said Abbey, with their own persons, into the hands of Thomas Craufurde; or else to put into the hands of the said Earl of Leuenax, Regent of the Kingdom, Robert Lord Sympill, together with the said Place, before ten o'clock on the following day, under an assurance that all the persons therein would be set at liberty, excepting those who were suspected of the murder of Henry Lord Darnley, his Majesty's father. Dated 15th February 1570,	275
168. Inventory of the Furniture and Furnishings within the Place of Inchynnane, comprising:—	
1. In the chapel ij Mess buikis, an image of the babe Jesus, an image of our Lady, and a great image with an image of St. Anne, a little image of "evir bane" (ivory), that stood upon a "chandlar." In the chapel chamber a stand bed, a press, a counter, a buffet stool, and a little chair. In the hall, two boards, furnished with forms, a great counter, a hart's horn, a board with two chests that stood before the fire, etc.	
2. In the other chalmers (chambers) the furnishings consist chiefly of beds, presses, counters, and chests. This inventory is indorsed "The Inventur of the graithe in Inchinane, withe the auld rotten papistrie thairin." [<i>Circa</i> A.D. 1570],	276

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| 169. Warrant by King James VI., with consent of the said Mathew Earl of Levinax, Regent, ordering a charter to be made under the Great Seal in favour of Laurence Neisbit, and his heirs and assignees, of the £20 lands of old extent of Bathcat, in the shire of Renfrew, which had fallen to the Crown through the forfeiture of Alexander Hammyltoun, sometime of Innerwick: To be held of the Crown in fee and heritage as freely as they were held before. Dated 1571,..... | 278 |
| 170. Letters of Gift by way of Signature, by King James VI., whereby, on the narrative that Esme Stewart, Lord Obeynie, had, on account of the affection he bore to his Majesty's person, honour, and realm, endangered his life, and left his wife and family behind him in France, that he might pay a visit to his Majesty and attend upon his service, he, with advice of his Privy Council, ordains a letter of gift to be made under his Great Seal, in favour of the said Esme Stewart, of the benefice and abbacy of Arbroath, and of all lordships, baronies, teinds, mills, fishings, and others whatsoever belonging thereto, during his lifetime. [<i>Circa</i> October 1579], | 279 |
| 171. Testament of Dame Anne De la Queulle, widow of John Stuart, Lord of Aubigny, wherein, after ordering the debts due by herself and by Dame Anne d'Espinay, her mother, to be paid, and her body to be buried in the Church of Aubigny, and her heart in the Church of Oizon, and masses to be performed for her in the said church, she describes at great length the manner in which the property of which she died possessed should be applied. Dated 4th December 1579. [This document, which is very long and very curious, is written in French],..... | 282 |
| 172. Translation of the foregoing Testament of Dame Anne De la Queulle, widow of the said John Stewart, Lord of Aubigny, | 301 |
| 173. Warrant by King James VI. for appointing a tutor to Dame Elizabeth Douglas, relict of James Earl of Morton, who had been found incapable of managing her own affairs. Dated 1581, | 321 |
| 174. Letter of Gift by King James VI. to Esme Earl of Lennox, of the escheat of all goods and gear, moveable and unmoveable, which belonged to James Striueling of Keir, knight, which were at the disposal of the Crown, in consequence of Sir James having been put to the horn, at the instance of Hamilton of Bardowie. Dated 1581,..... | 323 |

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175. Contract between Esme first Duke of Lennox, Earl of Darnlie, etc., on the one part, and John Earl of Mortoun, Lord Maxwell, on the other part, whereby it is agreed between them that the lands of Ingerston, Spittelhauch, Lochvrđ, Kirkvrđ, Quhilt and Fechan, and others founded and mortified to the College of Dalkeith, should not be included in the ratification by the Crown of the infestment which the said John Earl of Mortoun had obtained of a part of the lands and baronies which belonged to James sometime Earl of Mortoun. Dated 9th November 1581,	324
176. Commission by King James VI. to the said Esme Duke of Lennox to be Captain of his Majesty's Guard, with power to raise thirty men and a lieutenant, to serve as his Majesty's ordinary guard. Dated 5th March 1581,	325
177. Act by King James VI. and his Privy Council, declaring that the pensions and dispositions of money and victual granted to Alexander Erskine of Gogar and his children had not fallen, and should not fall, under his Majesty's revocations. Dated January 1584,.....	327
178. Letters of Protection and Relaxation by King James VI., in favour of Captain Thomas Crawford of Jordanhill, his wife, children, tenants, servants, and his and their lands and goods, declaring that they were not to be molested nor proceeded against, except by order of law. Dated 9th March 1585,	328
179. Warrant by King James VI. and Ludovick second Duke of Lennox, authorizing Walter Commendator of Blantyre to receive and admit the said Thomas Crawford of Jordanhill as kindly tenant of the miln of Partick, miln-lands, and others thereof, for payment of the feu-duty used and wont. Dated at Edinburgh, 20th December 1587,	330
180. Renunciation and Discharge by King James VI., as heir and successor by progress to John and Mathew Earls of Leuenax, in favour of Sir James Edmestoune of Dunraith, knight, and his heirs and assignees, of the letters of reversion, containing 600 merks, granted by William Edmestoune of Dunraith, his father, to the deceased John Earl of Lennox, for redemption of the lands of Balloche, in the earldom of Lennox and shire of Dumbarton, with the mill thereof, and of two other reversions of the said lands, containing the sum of 1000 merks and £1000 respectively. Dated at Glasgow, 27th February 1591,.....	331

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181. Memorandum by the said Thomas Crawford of Jordanhill relative to his right to the mill of Partick, showing that he obtained a feu of the same from Mr. John Porterfield, formerly appointed Bishop of Glasgow, at the command of the deceased John Earl of Leuenax, and that he was put in possession of the same by the Laird of Mynto; that he obtained his Majesty's obligation, by advice of the Regent Mar, that, when a bishop of Glasgow was made, his feu should be ratified; and that Lord Morton, according to his Majesty's obligation, had caused Bishop Boyd to give him a feu of said mill, etc. [<i>Circa</i> 1591.].....	333
182. Memorandum by the foresaid Captain Thomas Crawford of Jordanhill relative to his right to the said mill of Partick, wherein it is stated that his lord and master, the Earl of Lawenox, who was slain in Striueling, gave it to him after Dumbarton was won, and for that cause, as his infetment bore, and that King James VI., with advice of the Earl of Mar and the Earl of Morton, regents, had promised to cause the Bishops of Glasgow to ratify the infetment, and that his Majesty, on attaining majority, had repeatedly renewed his promise to that effect, etc. Dated [<i>circa</i> 1594.]	336
183. Discharge by Daniel Grahame, Dingwall pursuivant, on behalf of Sir David Lindesay of the Month, knight, Lyon King of Arms, to Captain Thomas Crawford of Jordanhill, feuar of the mill of Partiek, for £8, 6s. 8d., due for the taxation of the said mill, granted for the King's marriage, and assigned to the said Sir David Lindesay and his brother heralds. Dated at Glasgow, 2d March 1595,.....	338
184. Obligation by the Presbytery of Glasgow not to ask from George, James, and Archibald Erskine, who held from the Crown the gift of the thirds of the Bishoprick of Glasgow, more than the quantity of malt and meal which they had voluntarily granted to each of the two ministers of Glasgow, viz., one chaldier yearly of each. Dated 14th November 1597,	339
185. Agreement among the nobility and gentry dwelling within the shire of Dumbarton and dukedom of Lennox to continue the Justice Court which was proclaimed to be held by the Duke of Lennox on the 4th of December 1599 till the 15th day of April following, for the reasons therein stated. 22d November 1599,.....	340
186. Bond by King James VI., to enable the Duke of Lennox to raise money	

	for the purpose of furthering his attainment of the Crown of England, wherein his Majesty promises, on the word of a Prince, to pay all such sums as should be advanced for that purpose, within a year after his accession to the said Crown of England. [<i>Circa</i> 1600,]	Page 341
187.	Obligation by King James VI. to maintain Ludovick Duke of Lennox in the possession of all offices and privileges which the house of Lennox had before enjoyed of the Archbishoprick of Glasgow, during the lifetime of Archbishop James Betoun, and after his death to erect the said archbishoprick into a temporal lordship, to remain with the house of Lennox for ever. Dated 9th March 1600,	342
188.	Obligation by Esme Stewart to his brother, Ludovick Duke of Lennox, whereby he becomes bound, in the event of the Duke going to reside in France, to restore to the Duke his whole portion of the lordship of Aubigny, which his Grace, upon determining to reside in Britain, had freely given to his said brother Esme. Dated 1st April 1603,	343
189.	Acknowledgment by William Earl of Angus, of the receipt from Sir Thomas Hope of Craighall, his Majesty's Advocate, of the minute of the contract, dated 27th June 1628, between his Majesty, for himself and for Lady Anna Stewart, sister to James Duke of Lennox, on the one part, and the said Earl of Angus, for himself and for Archibald Lord Douglas, his eldest son, on the other part, for the marriage of the said Archibald Lord Douglas and Lady Anna Stewart. Dated 10th August 1630,	344

ABSTRACT OF THE LENNOX LETTERS.

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| 190. King James IV. to Mathew second Earl of Lennox, requesting him to appoint Ninian Stewart, Sheriff of Bute, to be constable and keeper of the Castle of Rothesay, under his Lordship. Given under the Signet, at Lauder, 28th June [1497], | 346 |
| 191. King James IV. to Anne Queen of France, referring to the death of Bernard Lord Obigny, and recommending her Majesty to confer upon Robert and John Stewart, his nearest relatives, the offices and dignities held by the deceased. Dated at Holyrood, 22d June 1508, | 346 |
| 192. Mathew fourth Earl of Lennox to his brother, Sir John Stewart, afterwards Lord Aubigny, wherein he alludes to the death of some relatives; expresses regret on account of a misunderstanding between himself and his brother Lord Aubigny; and requests Sir John to tell him that he valued his Lordship's honour and service more than all the land or gear in the world, and that his Lordship's disavowal of the writings brought by David Lindsay from France, was more acceptable to him than £20,000 of gold. He requests Sir John to obtain letters from the King of France and others to the Pope, to the French ambassador at Rome, and to the College of Cardinals, for expediting some business which the Archbishop of Glasgow had to transact at Rome with reference to the privileges and freedom of the Kirk of Glasgow. Dated at Edinburgh, 15th August [<i>circa</i> 1535], | 347 |
| 193. Henry and Mary, King and Queen of Scots, to Mathew Earl of Lennox, Lieutenant of the West of Scotland, intimating that they had granted pardon to Andrew Stewart, Master of Ochiltree, for the offences committed by him against their Majesties, and had disposed to him, and his brother and sisters, their father's escheat; and requiring his Lordship to inhibit all officers from interfering therewith. Dated at Edinburgh, 17th November 1565, | 350 |
| 194. Mary Queen of Scots to her father-in-law, Mathew Earl of Lennox, as to the misunderstandings between herself and her husband, wherein she states that their importance had compelled her to take the advice of her Privy Council, and that they had requested the King to state his grievances, as her Majesty was willing to do therein what was in her power and consistent with her honour; that he had disavowed the design alleged against him, and that he had any cause of discontent; but that his statement was | |

	unsatisfactory; and that her Majesty was ignorant of his intentions. Dated at Edinburgh, 30th September 1566,.....	Page 350
195.	Letters by King James VI. and John Earl of Mar, Regent of Scotland, whereby his Majesty promises to cause the Archbishop of Glasgow infest Captain Thomas Craufurd of Jordanhill and his heirs in the mill of Partick and others, and that his Majesty would ratify the said infestment, and also obtain security to the said Thomas for £200, promised to him out of the fruits of the kirk of Linlithgow. Dated at Glasgow, 4th July 1572,.....	351
196.	Letter by King James VI. and James Earl of Morton, Regent of Scotland, in favour of the said Captain Thomas Craufurd, to the same effect as the preceding letter. Dated at Edinburgh, 5th February 1572,.....	352
197.	Holograph Letter of King James VI., in his ninth year, to the said Captain Thomas Craufurd, with two ratifications, also holograph, acknowledging the service done by him to his Majesty since the beginning of the wars. Dated respectively 15th September 1575, 5th September 1584, and 23d March 1591,	354
198.	Letter by Adam Bothwell, Bishop of Orkney and Commendator of Holyrood House, wherein he declares that the teinds of Whitekirk, namely, the Mains, with the Mirrielaws and Brewaikeris, were let by the abbots of Holyrood House for five chalders wheat and bear; Pilmure for eleven merks: the Stanelaws for ten merks, etc. [1570-1593],.....	354
199.	Letter from Hew Craufurde [of Craufurd John] to Thomas Craufurd of Jordanhill, with reference to the returning of some letters which Laurence Oliphant had belonging to the latter, wherein he prays God to reward him for the good deed he had done to his (the writer's) mother. Dated at Edinburgh, 18th January 1598,	356
200.	Letter by King James VI. to the tenants of Archibald seventh Earl of Argyll, commanding them to retain the rents due by them to the Earl— which had been arrested in their hands by the Laird of Ardsinca— until they obtained his Majesty's special warrant to the contrary. Dated at Holyrood House, 19th February 1603,.....	357
201.	King James VI. to Ludovick second Duke of Lennox, intimating the death of Queen Elizabeth, and that he had been proclaimed King of England, Scotland, France, and Ireland; and desiring him to repair to Holyrood House, with the view of accompanying or following his Majesty to England. Dated at Holyrood House, 27th March 1603,	357

APPENDIX OF ADDITIONAL CHARTERS, CORRESPONDENCE, ETC.

202. CHARTER by MALDOUNE third EARL OF LEUENAXE to MALCOLM the son of Duncan, and Eua the Earl's sister, of Glaskell, etc.—10th August 1217.¹

OMNIBUS hominibus et amicis suis, presentibus et futuris, Maldoune comes de Leuenaxe, salutem : Sciatis me dedisse, concessisse, et hac presenti carta mea confirmasse Malcolemo filio Duncani, et Eue sorori mee, Glaskell, Breugoene, et carucatam et dimidiam de Kelnasydhe, per omnes suas rectas diuitias, cum donacione ecclesie de Moniabroed, et cum omnibus iustis pertineciis suis : Teneudas et habeudas dictis Malcolemo et Eue, et liberis quos dictus M. ex dicta E. procreauerit, et liberorum heredibus, de me et heredibus meis, in feodo et hereditate, libere, quiete, plenarie, et honorifice, sine aliqua serulli exaccione, et absque omni conueto seruientum, iu boseo et plano, in pratis et pascuis, in stagnis et aquis, et molendinis, in viis et semitis, iu moris et maresiis, in piscariis et veuacionibus, et aeriis, et in omnibus aliis aisiameutis, cum omnibus placitis et loquelis, et cum omuibz escaetis et forisfactoris, et aliis eueutibus infra dictas terras emergentibus, saluo mihi et heredibus meis quod duellum iu curia eorum adiudicatum iu curia uea uel heredum meorum fiet, et similiter far in curia sua dampnatus ad furcas meas uel heredum meorum suspendetur : Reddendo mihi et heredibus meis ab ipsis et eorum liberis, et liberorum heredibus, ex dictis terris, singulis annis, quedam calcaria deaurata ad nundinas Glasguenses, pro omnibus aliis seruiciis, consuetudinibus, exaccionibus, et demandis ad me et heredes meos spectantibus, et faciendo forinsecum seruicium regis quantum ad tantundem terre iu Leuenaxe pertinet. Hiis testibus, domino Hamelino, Duucano, Gillecris, Ferchar, fratribus meis, Gillepatreo filio Malbride, Mauricio filio decani, Kessy MacLenin, Gillefelan MacGuostuf, et aliis. Datum in Cather, anno Gracie m^occ. xvii^{mo}, die Sancti Laurencii.

¹ Original Charter with Mr. Robert Haldane, W.S., Agent for the Trustees of the late Mr. William Stevenson, W.S.

203. CHARTER by MALDOUEN third EARL OF LEUENAX to MALCOLM, the son of Duncan, of the whole of Glaskell in free marriage with Eva the Earl's sister.—[*Circa* 1217.]¹

SCIANT tam presentes quam futuri, quod ego, Maldouene comes de Leuenaxe, dedi, concessi, et hac mea carta confirmaui Malcolemo filio Duncaui, cum Eva sorore mea, in liberum maritagium, totam Glaskell, per rectas diuisas suas, et cum omnibus iustis pertienciis suis: Tenendam sibi et heredibus quos ex Eva predicta habuerit, de me et heredibus meis, in feudo et hereditate, absque omni consuetudine et exactione, in bosco et plano, in pratis et pascuis, in stagnis et aquis et molendinis, in moris et maresiis, in venacionibus et piscariis, et omnibus aliis aisiamentis ad predictam terram iuste pertinentibus, ita libere, quiete, plenarie, honorifice, sicut liberius, quicquid, plenius, honorificencius, aliquid maritagium tenetur ab aliquo comite uel barone totius regni Scocie. Hiis testibus, Duuegallo filio Duuegalli, Muradach, Duuegallo, Hamelino et Duncano, fratribus meis, Gillecrist iudice de Leuenax, Moreu filio Padin, Absalone et Gilleberto, clericis meis, Duuene MacCoscrech, et multis aliis.

204. CHARTER by MALDOUEN third EARL OF LENNOX to MALDOUEN, son of Gillemore, of the land of Luss, etc.—[*Circa* 1225.]²

MALDOUNECH comes de Leueuax, omniibus amicis et hominibus suis, presentibus et futuris, salutem: Sciatis me dedisse, concessisse, et hac mea carta confirmasse Maldouui filio Gillemore totam terram illam de Lus que extendit a flumine inferioris Duueglas vsque ad Aldsudheadhi, sicut descendunt in Lochlomne, et vsque ad Lauarin, et sicut idem riuus descendit in Freone, et ex altera parte a riuulo qui dicitur Aldbelachnascamche vsque ad Aldenclebh, et sicut ambo currunt in Lochlong, et totam Inesdouenog: Tenendas sibi et heredibus suis, de me et heredibus meis, in feodo et hereditate, in bosco et plano, in pratis et pascuis, in aquis et stagnis et molendinis, in piscariis et veuatibus et aeriis, in viis et semitis, et omnibus aliis aisiamentis, libere, quiete, plene et honorifice: Reddendo mihi et heredibus meis, ab ipso et heredibus suis, in communi exercitu domini regis, duos caseos de qualibet domo in dicta terra, pro omnibus seruiciis tam forinsecis

¹ Original Charter with Mr. Robert Haldane, W.S., *ut supra*.

² Original Charter at Rossdhu.

Waldoumarch. Comps de Leuendo. Omib' amicis et hominib' suis presentib' et futuris salutem. Scitis me
deditisse concessisse et hac mea carta confirmasse. Waldoum filio dilectissimo totam terram illam de
Lup que exondit a flumine superius diuersas vsq; ad Al ladhie Alin sicut desandus in Lochlomme
et vsq; ad Lauaym et sicut sem descedit in freone. et ex Alia pre. a prius qui dicitur Al belachna
stanchie vsq; ad Al dendeib' et sicut ambo currit in loch long. et totam inuoluendo. Tenens sibi et he
redib' suis de me et hereditib' meis in feodo et hereditate. In bosco et plano in pratis et pascuis in
aquis et stagnis et molendinis. In piscariis et venatib' et de quib' in bus et seminis et omib' aliis diuersis
Libere quere plene et honeste. Deditendo in et hereditib' meis ab ipso et hereditib' suis in gremio exor
atu domini regis. Duos castros de quibus domo in dca terra p omib' seruicis tam p' missis et qm presentibus et que
tudinib' et gradationib' et demeritis et faciendo de dca terra de regalis iurisdictione et alias libas et al dui
lis. Quorum ad duas partes in dominatu de Leuendo pertinet. Ex quo et inde terram que pertinet
sine electionib' et banuicis cum iusticiis suis. Et si dicitur diuersas terras. Luncas et luncas et luncas
meas. Simos et luncas. Alia et luncas. Et luncas et luncas. Et luncas et luncas. Et luncas et luncas.
meas. Et luncas et luncas. Et luncas et luncas. Et luncas et luncas. Et luncas et luncas. Et luncas et luncas.

quau intrinsecis, et consuetudinibus et exactionibus et demaudis ; et faciendo de dictis terris de regalibus auxiliis per alias liberas terras diuisis quantum ad duas arathr in comitatu de Leuenax pertineat : Excipio eciam inde terram que continetur inter Cledhemh et Banuarad cum insulis suis : Hiis testibus, Duuegallo, Hamelino, Duncano, Gilleerist, fratribus meis, Simone filio Bertolfi, Malcolme Beg, Fergusio filio Conig, Gillecrisr iudice, Absalone et Gilleberto, clericis meis, Gillemakessoc filio Gillemore, Warino, Waltero, Alexandro Macrad, burgensibus, W[illelmo] filio Bede, et aliis.

205. CHARTER by MALCOLME, son of MALDOUNE third EARL OF LEUENAXE, to MALMORE, son of Nielgus, of a two-farthing land of Finphort, etc.—
[Circa 1248.]¹

MALCOLME filius Maldoune comitis de Leuenaxe, omnibus amicis et hominibus suis, presentibus et futuris, salutem : Sciatis me dedisse, concessisse, et hac mea carta confirmasse Malmore filio Nielgus duas quadrantes terre de Finphort, et quadrantem de Mammore, et quadrantem de Mambege, per easdem diuisas per quas idem Malmore dictas terras de Johanne persona, et postea de domino M. comite de Leuenaxe, quodam tenuit, et cum omnibus iustis pertinenciis suis : Tenendas sibi et heredibus suis de me et heredibus meis, iu boscio et plauo, iu pratis et pascuis, in aquis et stagnis et moleninis, in piscariis et venaciouibus, in moris et maresiis, et in omnibus aliis aisiamenis, libere, quiete, plenarie, et honorifice : Reddendo mihi et heredibus meis ab ipso et heredibus suis annuatim duas marcas argenti, vnam, scilicet, ad nuudinas Glasguenses, et alteram ad festum Sancti Martini, pro omni consuetudine et exaccione et demanda : Faciendo mihi et heredibus meis forinsecum seruiciu regis quantum ad terciam partem viuius harathor in Leueuax pertinet. Hiis testibus, domino Maldonne comite de Leuenaxe, Duncano fratre comitis, Absalone et Gilleberto clericis, Malcolme Bege, Patricio filio Malbride, Kessy MacLeuy, Gillecrisr filio Malcolme, Malij Hostiario, et aliis.

206. CHARTER by MALCOLM, son of MALDOUEN, third EARL OF LENNOX, to HUGH, son of Simon, of the Lands of Dallenoter, etc.—[Circa 1248.]²

OMNIBUS hoc scriptum uisuris et audituris, Malcolmus filius comitis de Leuenax salutem :

¹ Original Charter with Mr. Robert Hal-dane, W.S., *ut supra*.

² Original Charter in H. M. General Register House, Edinburgh.

Sciaut presentes et futuri me dedisse, concessisse, et hac carta mea confirmasse Hugoni filio Simonis, pro homagio et seruicio suo, terras de Dallenoter et de Blarmor que site sunt intra Candouan et Lentrelloc : Tenendas sibi et heredibus suis de me et heredibus meis, in feudo et hereditate, per rectas diuisas suas, in bosco et plano, in pratis et paschuis, in moris et marchis, in stagnis et molendinis, et cum omnibus aliis iustis pertinenciis suis, libere et quiete, plenarie et honorifice : Faciendo inde seruicium duodecime partis vnius militis pro omni seruicio, consuetudine, et exactione. Testibus, domino W. Abbate de Passeleto, domino Waltero filio Alani, senescallo iusticiario Soccie, domino Maldouen comite de Leuenax, Amlec fratre eius, Alano de Insula, Symon Flandreule, Johanne persona, Absalon senescallo, Mauricio filio Galbrath, Sumerled persona, Dunecano et Malcolmo fratribus comitis, Adamo filio Edolfi, Fergusio filio Cunig, Malcolmo Beg, et multis aliis.

207. CHARTER by MALDOUEN third EARL OF LENNOX, restoring to MALDOUEN and GILLEMORE, his son, certain lands of Luss.—[Circa 1250.]¹

OMNIBUS hoc scriptum nisuris uel audituris, presentibus et futuris, Maldouen comes de Leuenax, salutem : Noueritis vniversi quod cum nos quasdam terras de Lus Maldouen quondam decannu de Lus et heredes suos, ex dono Alwini comitis de Leuenax quondam patris nostri, per cartam suam cotingentes, uidelicet, tres quarterias inferiores de Lus, scilicet, Achadhtulech et Dunfin et Inuerlaueran, et aliam quarteriam que est ex occidentali parte de Lus, a dicto Maldouen, et Gillemore filio et herede eius, per aliquod tempus sine iudicio detinuissimus, tandem ducti penitentia ius dictorum Maldouen et Gillemore filii et heredis sui de predictis terris eis sponte recognouimus, et omnes ipsas terras per nos sic ab eis detentas, totamque terram que dicitur Lus que continetur inter has metas, scilicet, ab Ald-Suidheadhi et a Laueran usque ad Duueglas inferiorem, sicut eadem Duueglas descendit de moute in Lochlomue, ex vna parte, et a capite predicti Laueran in transuerso per summitatem montium, usque ad inferiorem metam debitam inter terram de Lus et terram de Nemhedh, sicut descendit in Lochlong, ex alia parte, et inde usque ad Ald-Bealech-Nascamhche, sicut idem Ald-Bealech-Nascamhche descendit in Lochlong, et a capite dicti Ald-Bealech-Nascamhche recte in transuerso, usque ad dictam Duueglas, sicut descendit in Lochlomue, ut predictum est ; et Frechelau et Elan-Rosduue et totam Ines-Domhnoch eis dedimus et concessimus, et hac presenti carta

¹ Original Charter at Rosdhu.

Omibz hoc scriptum uisuris ut Antea plenibz et huius. G
tral de Lus. Waldouen quidam decanū de Lus et hedes suos ex
indelic; et Oritas inferiōel de Lus. sent. Achadhtulch. et Dui
a deo Waldouen et Gillemie filio et hede eius p alio temp suu
et Gillemie filii et hedis sui. de pdis tris qz sponte recognouim
orinet ut has opedis scilicet: Ab Ald suidheaddi et a Lauern
Lochlomne. ex vna pte. et a capite pdei Lauern in tñsulo p
et tram de Semhedh sic descendit in Lochlong ex alia pte
che descendit in Lochlong. et a capite dei Ald bealech nascam
loune. ito pdem est. et hrechelan et elan rolduue. et totam
uum. Tenend et hnd s et hedi; suis. de nob et hedi; nris in
etclie de Lus. In bolco et plano in pdis et pascuis et montibz et
aeris. in viis et sentis in gors et garelis. libe. qce plen
et fustatis et cyerchris. et omibz aliis Ahantis et libranz
Comuni exercitu dñi reg duos cales de qlibz domo in dea
et ghuendibz et exatōibz et Demandis. Et faciendo de regab
uenax uiste panet. Hos aut et hedes nri omis illas tras
lemore fit suo et eoz hedi; cont omis hōes et feminas W
q continet ut Eledhebb et Banbrath cum suis Inluhs. Et
nullo tempore veniem. In cui rei testimoniu huic sēpt
nro. Duncan. et henr. et Cor. fribz nris. Absalon et Gilt
fil' Gilt. Douenaldo Carpentar. gauriao et guredhade
Engus. et Gillemie Ruadh sumentibz nris. et Alij

donari eorū de Leuenax. sāt. Juntas vniū q̄ tū nos q̄dam
ono Albeini eorū de Leuenax q̄ndā p̄is n̄r p̄ cantam suā gtinget
in. ⁊ Inuolauerā. ⁊ Aliam grām que est ex occidentali p̄cede Lus.
iudicio detinuerā. tande dūdi penitencia Jus d̄oz waldouen
ōm̄s ip̄as t̄ias p̄ nos sit ab eis detentas. totā q̄ t̄iam q̄ de Lus. q̄
q̄ ad Duueglas. inferiore sic eadē Duueglas descendit de monte in
nitrate montū usq̄ ad inferiore necē deb̄na n̄r t̄ia de Lus.
inde usq̄ ad Alb bealech nascamche sic idem Alb bealech nascamch
be rade in t̄n̄lūso usq̄ ad d̄eam Duueglas sic descendit in loch
nes domhnoch eis d̄dū ⁊ gcellm̄ ⁊ h̄c p̄lata Carta n̄ra ḡtina
do ⁊ h̄d̄itate in p̄petuū cū oibz p̄ueniēty ⁊ cū toto iure p̄t̄nat
allibz. In ags ⁊ stagis ⁊ ayolendūns. In venatibz ⁊ p̄schayis ⁊
e ⁊ honouice ⁊ integre cum oibz placitis ⁊ p̄sonis ⁊ Eschaetis
us. Reddendo inde nobz ⁊ h̄dibz n̄ris ab ip̄is ⁊ h̄dibz suis in
a in q̄ t̄ia Cale p̄ oibz. Aliis s̄t̄is tam fouileas q̄ uir̄seas.
⁊ auxilys cōmūbz q̄ t̄ia ad Duos Arothor in Comitatu de le
ōm̄bz p̄ueniēty ⁊ lib̄atibz suis p̄d̄is eadē waldouen ⁊ Gil
m̄t̄abū ⁊ in p̄petuū defendendū. Excipim̄ etiā inde t̄iam
h̄delit̄ p̄m̄simus q̄d cōt̄ hanc donatōem n̄rām eis frām
sigillū n̄rū est appenlū. Hys testibz. An̄o Ambleu fr̄e
sit eius. walcobū b̄g. p̄t̄io filio waltbud. waldouen
capit̄am. wylhaet elico h̄m̄ sit eorū de wenecheth.

nostra confirmauimus : Tenendas et habendas sibi et heredibus suis, de nobis et heredibus nostris, in feodo et hereditate in perpetuum, cum omnibus pertinentiis, et cum toto jure patronatus ecclesie de Lus, in bosco et plano, in pratis et pascuis, in montibus et vallibus, in aquis et stagnis et molendinis, in venatibus et piscariis et aeriis, in viis et semitis, in moris et maresiis, libere, quiete, plenarie, et honorifice, et integre, cum omnibus placitis et prisonis, et eschactis et forisfactis, et merchetis, et omnibus aliis asiamentis et libertatibus suis : Reddendo inde nobis et heredibus nostris, ab ipsis et heredibus suis, in communi exercitu domini Regis, duos caseos de qualibet domo in dicta terra in qua fit caseus, pro omnibus aliis seruiciis, tam forinsecis quam intrinsecis, et consuetudinibus et exactionibus et demandis ; et faciendo de regalibus auxiliis communibus quantum ad duos arothor in comitatu de Leuenax iuste pertinet : Nos autem et heredes nostri omnes istas terras cum omnibus pertinentiis et libertatibus suis predictis eisdem Maldoueni et Gillemore filio suo, et eorum heredibus, contra omnes homines et feminas warrantizabimus et in perpetuum defendemus : excipimus etiam inde terram que continetur inter Cledhebh et Banbrath cum suis insulis ; et fideliter promissimus quod contra hanc donacionem nostram eis factam nullo tempore veniemus : In cuius rei testimonium huic scripto sigillum nostrum est appensum ; hiis testibus, domino Amhleu fratre nostro, Duncano et Henrico et Corco, fratribus nostris, Absalon et Gilberto filio eius, Malcolmo Beg, Patricio filio Malbrid, Maldouen filio Gilberti, Douenaldo carpentario, Mauricio et Muredhad, capellanis, Michael clerico, Henrico filio comitis de Meneteth, Engus et Gillemore Ruadh seruientibus nostris, et aliis.

208. CHARTER OF CONFIRMATION by KING ALEXANDER the Third, of Donation by MALDOUEN EARL OF LENNOX, to MALCOLM son of Duncan, and EVA, sister of the Earl.—30th April [1251]¹

ALEXANDER Dei gracia REX Scottorum, omnibus probis hominibus tocius terre sue, salutem : Sciatis nos concessisse, et hac carta nostra confirmasse, donacionem illam quam Maldouenus comes de Leuenax fecit Malcolmo filio Duncani, et Eue sorori ipsius comitis, de terris de Glaskhel, Brengoenis, et de vna carucata terre et dimidia de Kelnasydhe, cum donacione ecclesie de Moniabroed : Tenendas et habendas dictis Malcolmo et Eue, et eorum heredibus, de predicto comite et heredibus suis, in feodo et hereditate, per suas rectas diuinas, et cum omnibus iustis pertinenciis suis, libertatibus, et asiamentis

¹ Original Charter with William Fraser, Edinburgh.

ad dictas terras et ecclesias pertinentibus, adeo libere, quiete, plenarie, et honorifice, sicut carta dicti comitis predictis Malcolmo et Eue exinde confecta plenius iuste testatur: salvo seruicio nostro. Testibus, Alexandro Senescallo, Waltero Byseth, Eymero de Macusunell, Johanne de Vallibus, et Willelmo de Hawden. Apud Rokisburcht, tricesimo die Aprilis, anno regni domini Regis secundo.

209. CHARTER by MATILDA OF ARNOT to SYMON OF HAWDEN, and his Heirs by her, of half a quarter of her land of Kepdouri and her land of Herdas.—
[Circa 1300.]¹

SCIANT presentes et futuri, quod ego Matilda de Arnotis, in mea pura viduetate et legitima potestate, dedi, concessi, et hac presenti carta mea confirmaui Symoni de Hawden, et heredibus suis de corpore suo et meo exeuntibus, dimidiam quarteriam terre mee de Kepdouri in tenemento de Casly, et terram meam de Herdas in tenemento de Dolunlach, infra comitatum dil Leuenax: Tenendas et habendas predicto Symoni et heredibus suis, vt premittitur, in feodo et hereditate, de me et heredibus meis, libere, quiete, bene et in pace, cum omnibus suis pertinentiis, libertatibus, communitatibus, et asiamentis vniuersis ad predictas terras pertinentibus, seu de iure aliquo modo pertinere valentibus in futurum, tam non nominatis quam nominatis: Faciendo pro predictis terris forinsecum seruicium domini nostri Regis quantum ad predictas terras pertinet, ac reddendo eciam michi et heredibus meis, per dictum Simonem et heredes suos, vnum denarium tantum ad Pentecostem, cum exigatur, pro omni alio seruicio seculari, consuetudine, exaccione, et demanda. Consedo eciam predicto Simoni et heredibus suis, quod omnia blada cressencia infra terram de Capdouri libere molere valeant ad molendinum de Casly pro vua ferlota de celdra. Ego vero prefata Matilda et heredes mei predicto Simoni et heredibus suis predictas terras, vt premittitur, contra omnes homines et feminas warantizabimus, aquietabimus, et diffendemus inperpetuum: In cuius rei testimonium presentibus sigillum meum apposui; et, quia sigillum meum minus est notum, sigilla dominorum Daud de Gram et Willelmi de Montefixo presentibus apponi procuraui. Hiis testibus, dominis Johanne de Mentet, Waltero de Meuetet, militibus, Gilberto de Drumund, Malcolmo fratre suo, Eugenio Makkessan, et multis aliis.

¹ Original Charter in the Gleneagles Charter-chest.

Sal et oratio dei eorum omnibus probis hominibus totius terre sue salutem. Scitis nos conuersi fuisse et hanc cartam non confirmasse
donationem illam quam galduen[ses] comes de Leuenday fecit galcolmo filio suum et eius eorum quibus comes de eius
de estabbel. Braygoch et de sua caruitate et de dimidia de hebrahshe cum donatione ecclesie de yornalwood. Que
nunc et habens stat galcolmo et eius et eorum heredibus de potestate comitis et heredibus suis in fodo et hereditate per suum et nos
dimisimus et cum omnibus iustis p[re]missis suis lib[er]is et asinens ad statum etiam p[re]sentibus. Aliter h[ab]ere quere.
plenarie et honorifice. sicut carta dei comitis potest galcolm et eius exinde conferre plenarie iuste testatur. Saluo ei
iure iure. G[er]ardus Alex[ander] generat[us]. Walterus Bysch. Cyms de gaurfuiell. Rob[ertus] de Sall[is] et Will[elmus] de Bayden
apud Solihur. Circa festum die April. Anno regni dei Regis Edward.

210. CHARTER by KING ROBERT THE BRUCE, confirming a Charter by Malcolm fifth Earl of Lennox to SIR JOHN COLQUHOUN FOURTH OF LUSS, Knight, his usher, of certain immunities and privileges.—28th September [1308].¹

ROBERTUS Dei gratia Rex Scottorum, omnibus probis hominibus tocius terre sue, salutem : Sciatis nos iuspexisse ac veraciter intellexisse cartam Johannis de Lus, militis, non cancellatam, non abolitam, nec in aliqua sui parte viciatam, in hec verba : OMNIBUS hoc scriptum visuris vel auditoris, Malcolmus comes de Levenax, salutem in Christo : Noveritis nos ob reuerenciam et honorem sanctissimi viri Beati Kessogy patroni nostri, dedisse, concessisse, et hac presenti carta nostra confirmasse dilecto et fideli Bachelario nostro, domino Johanni de Lus, et heredibus suis quibuscunque, talem libertatem quod nos nec heredes nostri prisas, capciones, seu cariagia infra terras suas de Lus quas de nobis tenet hereditarie capiemus seu capi permittimus : concessimus similiter, et per hanc presentem cartam nostram confirmamus eidem domino Johanni et heredibus suis quibuscunque, pro nobis et heredibus nostris, quod per balliuos vel seruientes domini Regis justiciarii, seu nostros seruientes vel balliuos, ipse dominus Johannes et heredes sui quicunque vel aliquis de hominibus suis de Lus infra easdem terras quas de nobis tenet inhabitantes² non debent extra diuisas uel iura diuisas predictæ terre de Lus vexari racione testimonii perhibendi, desicut nos et heredes nostri, pro dicto domino Johanne et heredibus suis quibuscunque, semper erimus parati sufficientes testes de aliis hominibus comitatus nostri in seruitio domini Regis quotiens necesse fuerit inuenire, ue pro defectu nostro vel heredum nostrorum seruicium domini Regis aliquo modo in testimoniis perhibendis perire videatur : Nos vero et heredes nostri libertates predictas, in omnibus sicut prescriptum est, predicto domino Johanni et heredibus suis quibuscunque contra omnes homines et feminas varentizabimus, acquietabimus, et imperpetuum defendemus. In cuius rei testimonium presentem cartam sigilli nostri inpressione duximus roborandam ; testibus, dominis Duncano filio Awley, Arthuro Galbrath, Thoma de Cromeuan, Vnfredo de Kelquon, Duncano Macedolfe, militibus, Waltero Spreuil, Malcolm Macabsolon, Evgenio filio Kessaui, Johanne Naper, et aliis : QUAMQUIDEM cartam in omnibus suis articulis, ut prescriptum est, ratificamus, approbamus, et presenti scripto pro nobis et heredibus nostris imperpetuum confirmamus ; saluo nobis seruicio nostro [quod nobis per ipsum et heredes suos debetur secundum formam carte sue].³ In cuius

¹ Original Charter at Rossdhu.

² For inhabitantibus.

³ The clause in brackets is not in the original ; but there is another confirmation in

nearly the same terms, in which this omitted clause is inserted, dated, apud Edinburgh, sexto die Marci anno regni nostri decimo.

rei testimonium huic scripto sigillum nostrum fecimus apponi. Datum apud Insulam Sancti Colmoei, vicesimo octauo die mensis Septembris anno regni nostri tercio.

211. CHARTER OF EXCAMBION by KING ROBERT THE BRUCE in favour of DAVID GRAHAME, Elder, of the superiorities of Charlton and Kynnaber, and others, for Inchehellach and Inchefode, in the Earldom of Lennox, etc.—5th March [1326].¹

ROBERTUS Dei gracia rex Scottorum omnibus probis hominibus tocius terre sue salutem : Sciatis nos dedisse, concessisse, et hac presenti carta nostra confirmasse, Daudid de Grame patri, militi, dilecto et fideli nostro, pro homagio et seruicio suo, et in excambium terre de Sokach infra comitatum de Carrie, et insularum de Inchehellach et de Inchefode infra comitatum de Leuenax, quas habemus ab ipso ; tres marcas terre iacentes inter terram Alexandri de Allirdess, ex parte orientali, ex parte vna, et terram Hugonis Flemyng, ex parte occidentali, ex altera ; vna cum viginti solidis annui redditus nobis debitis de terra de Charlton, cum dominiis et tenandijs dictarum terrarum et thanagij de Kynnabre ; et cum septem maris annui [redditus] nobis debitis de eodem thanagio, infra vicecomitatum de Forfare, per omnes rectas metas et diuisas suas : Tenendas et habendas eidem Daudid et heredibus suis uel suis assignatis, de nobis et heredibus nostris, iu liberam baroniam, cum furca et fossa, cum socco et sacca, cum tol et tbeam, et infangandthef, et cum omnibus alijs comoditatibus, libertatibus, et aysiamentis, ad dictam baroniam pertinentibus, seu pertinere valentibus in futurum ; Saluis nobis et heredibus nostris piscaria aque de Nortbesk, ac locis consuetis pro trabicione et siccacione retium piscatorum nostrorum piscarie antedictae : Faciendo inde dictus Daudid et heredes sui uel sui assignati, nobis et heredibus nostris, seruicium vnius architenentis in exercitu nostro, et vnam sectam curie ad curiam nostram de Forfare, ad capitale placitum ibidem tenendum, proximo [die] post festum Sancti Michaelis archangeli annuatim. In cuius rei testimonium presenti carte nostre sigillum nostrum priuatum fecimus apponi ; testibus, venerabilibus in Christo patribus, Willelmo et Mauricio, Dei gracia Dunkeldensis et Dunblanensis [ecclesiarum] episcopis, Roberto et Johanne, de Donfermlyn et de Cupro abbatibus, Roberto de Brus, Henrico de Sancto Claro, Alexandro de Seton, patre, Daudid de Berelay, Nicholao de Haia, constabulario domus nostre, militibus, et alijs. Apud Seon, quinto die Marcij anno regni nostri vicesimo.

¹ Original Charter in the Duke of Montrose's Charter-chest.

Robertus Dei gra Rex ecottoꝝ / Omibꝫ pꝛis hominibꝫ totius terre fe
lis uoluntas / non canallatam / non abolitam / nec in aliqua sui pte uia
comes de lavenax / saltem in xpo / pꝛonias nos ob renentiam / et
pꝛsentem cartam nꝛam confirmasse / Dilecto et fideli Bachelario nꝛo / do
nec heredes nꝛi / pꝛis / capciones / sen caruasia / infra terras suas
finis omilit et pꝛ hanc pꝛsentem cartam nꝛam confirmam / eisdem sꝛ
seruientes dñi Regis / iusticiarii / sen nꝛos seruientes / vel Balliu
lusi / infra easdem terras quas de nobis tenet inhabitantes / non
testimonij pꝛhibendi / deficiat nos et heredes nꝛi / pꝛ octo dñis / sꝛ
hominibꝫ comitatꝫ nꝛi in dñcio dñi Regis quotiens necesse fue
rit / in testimonio pꝛhibendi pꝛue uideatur / pꝛos uero et h
et hereditibꝫ quibꝫcuqꝫ / contra omnes homines et feminas
monium pꝛsentem cartam sigilli nꝛi impressione duximꝫ roborari
de cronmenan / vnfredo de belgnon / Duncano uac edolf
sꝛthe naper et alius ### Quam quiseam cartam in omibꝫ om
et hereditibꝫ nꝛis imppetum confirmam / saluo nobꝫ seruicio
Dat apud insulam sꝛi colmari / vice primo octano die xpo

Salutem. Scitis nos in sperisse ac veritate intellexisse cartam Johis de
tammin hoc verba. Omnes hoc scriptum visum vel audierunt. Galcolin
monie scissimus viri Beati Bessosy patrom nra. Desidero concessisse et hac
Johis de luis et hereditibus suis quibuscumque talem libertatem pro nos
et luis quas de nobis tenet hereditarie capient seu capi permittent concessisse
Johis et hereditibus suis quibuscumque pro nobis et hereditibus nostris pro p. Ballinos vel
ipse dno Johis et heredes sui quicunque vel aliquis de hominibus suis de
trent extra omnes et infra omnes partes terre de luis avari ratione
et hereditibus suis quibuscumque semper erunt parati sufficientes testes de aliis
ut invenire neque deficiat nro vel hereditum nrorum quicunque dno regis aliquo
eodem nra libertates potestas in omnibus suis pro scriptum est. Pro dno Johis
parentibus nris acquiescentibus et impetum defendentibus. In cuius rei testa
dam testibus dno Omicano filio a. Elej. Arthuro Galbrach. Thoma
alibz. Waltero sprenil. Galcolino. Warab. Jolon. et Gaemio filio Bessam
articulis ut pro scriptum est. Ratificanti. ap. Bannus et presenti scripto pro nobis
nro. In cuius rei testimonium hunc scripto sigilli nri fecimus apponi
fe. Septemb. Anno Regni nostri Tercio

212. CHARTER by KING DAVID THE SECOND to MALCOLM, son of Duncan, son of Murdoch, of half of the land of Leky, in Stirlingshire.—31st March, 24th year of King's reign [1352].¹

DAVID Dei gracia Rex Scottorum omnibus probis hominibus to[cus] terre sue, clericis et laicis, salutem : Sciatis nos dedisse, concessisse, [et hac] presenti carta nostra confirmasse, Malcolmo filio Duncani, filij Murdaci, dilecto et fideli nostro, totam illam medietatem tocius terre de Leky propinqu[us ad]iacentem terre de Buchane infra vicecomitatum de Striuelyn, quam recolende memorie dominus progenitor noster concessit hereditarie Comiti de Leuenaux in recompensacionem dominij carucate terre de Cardross, et quam Douenaldus comes de Leuenaux, non vi aut metu ductus, nec errore lapsus, set mera et spontanea voluntate sua, per literas suas patentes nobis sursum reddidit pureque et simpliciter resignauit, ac totum ius et clameum quod in dicta terra cum pertinenciis habuit vel habere potuit, pro se et heredibus suis omnino quietum clamauit in perpetuum : Teuendam et habendam totam medietatem terre de Leky antedictae cum pertinenciis, eidem Malcolmo et heredibus suis, de nobis et heredibus nostris, in liberam baroniam, libere, quiete, plenarie, integre et honorifice, cum omnimodis libertatibus, commoditatibus, aysiamentis, et iustis pertinenciis suis in omnibus et per omnia ad liberam baroniam spectantibus, seu aliquo modo spectare valentibus in futurum quoquomodo : Reddendo inde nobis et heredibus nostris predicti Malcolmus et heredes sui vnum par calcarium deauratum ad festum pentecostes annuatim, si petantur. In cuius rei testimonium presenti carte nostre sigillum nostrum precepinus apponi : Hys testibus, venerabili in Christo patre Patricio Dei gracia episcopo Brechiuensi, cancellario nostro, Roberto senescallo Scoeie tunc locum nostrum tenente, nepote nostro, Malcolmo et Douenaldo de Wigtoun et de Leuenaux comitibus, Willelmo de Cunyngham et Nicholao de Knockdolian, militibus. Apud Brechin vltima die Marcij anno regni nostri vicesimo quarto.

213. CHARTER of CONFIRMATION, by KING DAVID THE SECOND, of a Charter dated 9th May 1356, by DONALD EARL OF LENNOX, to JOHN, called GILLE, of the lands of Mordoun and Cragincath. 15th January, 28th year of King's reign [1356].²

DAVID Dei gracia Rex Scottorum omnibus probis hominibus tocius terre sue salutem :

¹ Original Charter at Leky.

² Original Charter at Kinfauns.

Noueritis nos cartam magnifici viri Douenaldj comitis del Leuenax diligenter iuspexisse, hanc formam continentem :—Omniſbus hanc cartam visuris vel auditoris, Douenaldus comes del Leuenax, salutem in Domino sempiternam : Noueritis nos dedisse, concessisse, et hac preſeuti carta nostra confirmasse Johanni dicto Gille, burgensi de Perth, totas illas terras que vocantur Mordoun et Cragincath, in baronia de Torsopy, et que terre fuerunt quondam Daud medici : Tenendas et habendas predicto Johanni et heredibus suis de nobis et heredibus nostris, in feodo et hereditate, per has metas ; videlicet, sicut rinulus de Conggy extendit, snrsu de Aqna de Tay vsque ad Castello, et exinde vsque ad quandam petram que vocatur Wednnew, et sic recte vsque tres petras que vocantur tres fratres, et sic eque ex orientali parte de Mordoun, et exinde sicut Smethiburne cadit in Tay ; libere, quiete, pacifice, sine aliquo retenemento, cum omnibus libertatibus, comoditatibus, aysiamendis, et iustis pertinenciis ad dictas terras spectantibus, vel quoquo modo in futurum spectare valeutibus : Reddendo inde annuatim nobis et heredibus nostris sex denarios usualis monete, ad festum Sancti Martini in hyeme, si petantur, nomine albe firme, pro omnibus aliis seruiciis, tam intrinsecis quam extrinsecis, exactionibus sen demandis, que per nos vel heredes nostros de dicto Johanne et heredibus suis de dictisque terris exigi poterunt seu inperpetuum requiri. Nos vero Douenaldus et heredes nostri autedictas terras de Mordoun et de Cragincath, cum pertinenciis suis, in omnibus vt supradictum est, dicto Johanni et heredibus suis contra omnes homines et feminas warandizabimus, acquietabimus, et inperpetuum defendemus. In cuius rei testimonium presentem cartam sigilli nostri munimue expresse fecimus roborari. Datum apud Belach, nono die mensis Maii anno Domini millesimo ccc^{mo} l^{mo} sexto . . . Hiis testibus, Waltero de Foslen . . . domino Clemente, rectore de Inchecallac, . . . Finlao de Camsy, Malcolm filio Duncani, Patricio de Lindsay . . . Murdaco fratre comitis del Leuenax, Kessono clerico, et multis aliis.—Quam quidem cartam in omnibus et per omnia, forma pariter materia et effectu, ratificamus, approbamus, et pro nobis et heredibus nostris perpetuo confirmamus. In cuius rei testimonium sigillum nostrum presentibus fecimus apponi, apud villam de Perth, xv^{to} die mensis Januarii anno regni nostri vicesimo octauo : Testibus, venerabilibus in Christo patribus, dominis Willelmo Sancti Audree, Patricio Breichinensis, cancellario nostro, Dei gratia ecclesiarum episcopis, Patricio de Dunbarre, Comite Marchie . . . Willelmo Comite Sutherlandie . . . Willelmo de Leuynghistoun, et Roberto de Erskyn, militibus, et multis aliis.

214. CHARTER by KING DAVID THE SECOND to MALCOLM, son of Duncan, son of Murdoch, of half of the land of Leky, in Stirlingshire.—12th March, 28th year of King's reign [1356].¹

DAVID Dei gracia Rex Scottorum omnibus probis hominibus tocius terre sue, clericis et laycis, salutem : Sciatis nos dedisse, concessisse, et hac presenti carta nostra confirmasse, Malcolmo filio Duncani, filij Murdachi, dilecto et fideli nostro, totam illam medietatem tocius terre de Leky propinquius adiacentem terre de Buchane infra vicecomitatum de Striuelyn, quam recolende memorie dominus progenitor noster concessit hereditarie Comiti de Leuenax in recompensationem dominij carucate terre de Cardross, et quam Douenaldus comes de Leuenax, non vi aut metu ductus, nec errore lapsus, set mera et spontanea voluntate sua, per literas suas patentes nobis [sursum reddidit] pureque et simpliciter resignauit, ac totum jus et clameum quod in dicta terra cum pertinenciis habuit vel habere potuit, pro se et heredibus suis omnino quietum clamauit inperpetuum : Tenendam et habendam totam medietatem terre de Leky antedictæ cum pertinenciis, eidem Malcolmo et heredibus suis, [de nobis] et heredibus nostris, in liberam baroniam, libere, quiete, plenarie, integre et honorifice, cum omnimodis libertatibus, commoditatibus, aysiamētis, et [iustis pertinenciis] suis in omnibus et per omnia ad liberam baroniam spectantibus, seu aliquid spectare valentibus in futurum quoquomodo : Reddendo inde nobis et heredibus nostris predictus Malcolmus et heredes sui vnum par calcarium deauratorum ad festum pentecostis annuatim, si petantur. In cuius rei testimoniū presenti carte nostre sigillum nostrum precepimus apponi : Testibus, venerabilibus in Christo patribus, Willelmo et Patricio cancellario nostro, Sancti Andree et Breychynensis ecclesiarum Dei gracia episcopis, Roberto senescallo Scochie, comite de Stratherne, nepote nostro karissimo, Patricio de Dunbarr, comite Marchie, . . . comite de Marr, dilectis consanguineis nostris, Willelmo comite de Douglas, Willelmo de Leuyngstoun, Roberto de Irskyn et . . . , militibus. Apud villam de Perth, in consilio nostro ibidem tento. duodecimo die Marcii anno regni nostri vicesimo octauo.

215. CHARTER by WILLIAM OF GRAHAME, knight, to JOHN BRISBANE, of a quarter of land in Campsy, called Ballenaclerach, etc.—11th August 1423.

OMNIBUS hanc cartam visuris vel audituris, Willelmus de Grahame, miles, salutem in Domino sempiternam : Sciatis nos dedisse, concessisse, et hac presenti carta nostra con-

¹ Original Charter at Leky.

firmasse dilecto consanguineo nostro Johanni Brisbane, pro homagio et seruicio, totam quarteriam terre in territorio de Campsy iacentem, que vocatur Ballenaclerach, cum illa porciuncula terre que vocatur Aldwyk, videlicet, omnes terras circa riululum de Fynglennane ex parte orientali, per istas diuisas, scilicet, a gurgite predicti riuli sicut se contendit de marchia de Goreganok et de Glengonagan, prout predictus riulus antiquo tempore cursum tendebat, ad riululum descendentem de marisio de Polkanachan, cum omnibus et singulis pertinenciis suis : que quidem dicte terre cum pertinenciis fuerunt dicti Johannis, et quas dictas terras cum pertinenciis dictus Johannes, non vi aut metu ductus, nec errore lapsus, sed sua mera et spontanea voluntate, nobis per fustum et baculum, in presencia plurium virorum nobilium, die confectionis presecutum, sursum reddidit pureque et simpliciter resignauit, ac totum ius et clameum que in eisdem terris cum pertinenciis habuit vel habere potuit, pro se et heredibus suis omnino quietum clamauit imperpetuum : Tenendas et habendas omnes et singulas terras predictas cum pertinenciis, prefato Johanni et heredibus suis de corpore suo legitime procreatis seu procreandis, quibus vero forsan deficientibus, heredibus masculis inter Jacobum de Schaw et Jonetam, sororem dicti Johannis, de corporibus eorum legitime procreatis seu procreandis ; quibus vero forte deficientibus, heredibus nostris masculis de corpore nostro legitime procreatis seu procreandis ; quibus vero omnibus forsan deficientibus, quod absit, veris legitimis et propinquioribus heredibus prefati Johannis quibuscunque, de nobis et heredibus nostris, in feodo et hereditate imperpetuum, libere, quiete, plenarie, integre, bene et in pace, in boscis et planis, moris, marrasiis, viis, semitis, aquis, staguis, molendinis, multuris, pratis, pascuis et pasturis, aucupacionibus, piscacionibus et venacionibus, curiis, placitis et querelis cum earum exitibus, merchetis, bludewytis et herystis, ac cum omnibus aliis et siugulis libertatibus, commoditatibus, aysiamenis et iustis pertinenciis suis quibuscunque, tam non nominatis quam nominatis : Faciendo iude dictus Johannes et heredes sui prenominati, nobis et heredibus nostris, in communi forinseco seruicio domini nostri regis, cum contigerit, quantum pertinet ad tantas terras infra comitatum de Leuenax, et sectam communem ad curias nostras et heredum nostrorum tenendas apud Mukdog, pro omnibus aliis seruiciis, consuetudinibus, exaccionibus secularibus et demandis, que de dictis terris cum pertinenciis per nos vel heredes nostros exigí poterunt vel requiri. Et nos vero dictus Willelmus et heredes nostri, predictas terras cum pertinenciis predicto Johanni et heredibus suis prenominati contra omnes mortales warantizabimus, acquietabimus et imperpetuum defendemus. In cuius rei testimonium, sigillum nostrum presenti carte nostre est appensum, apud Mukdog, vndecimo die

mensis Augusti anno Domini millesimo quadringentesimo vicesimo tercio : Hiis testibus, nobili domino nostro et potenti, domino Duncano comite de Leuenax, Malcolmo, Thoma et Donaldto filiis suis naturalibus, Johanne de Buchannane, domiuis Thoma Perchar et Roberto Lang, de Fyntryffe et de Ynhecacallzach ecclesiarum rectoribus, et Donaldto clerico, cum multis aliis nobilibus.

Seal appended : On a shield quarterly : 1st and 4th on a chief 3 escallop shells. 2d and 3d, three cinque foils, each with five blades. The circumscription is, "S. Willm̃i Gramis De Mōt Ros ac Kinkar."¹

216. PRECEPT of CLARE CONSTAT and INFETMENT by ISABELLA COUNTESS OF LENNOX, in favour of JOHN RATTRAY, of the lands of Leitchhill, alias Mordoun.—15th April 1453.²

ISABELLA Comitissa de Lenaxe, dilectis nostris Alano Stewart, David Flemyng, preposito burgi de Perth, et Willelmo Scoule, balliuis nostris in hac parte, salutem in omnium Salvatore : Quia nobis euidenter constat quod quondam Johannes de Ratray, pater Johannis Ratray, latoris presencium, obiit vltimo vestitus et saisitus vt de feodo ad pacem et fidem domini nostri Regis de terris de Lechhile, alias Mordoun vlgariter nuncupatis, cum pertinenciis, iacentibus infra baroniam nostram de Torsoppy et vicecomitatum de Perth ; et quod dictus Johannes est legitimus et propinquior heres eiusdem quondam Johannis, patris sui, de dictis terris cum pertinenciis ; et quod est legitime etatis ; et quod de nobis tenentur in capite : Vobis precipimus et mandamus quatenus eidem Johanni vel suo certo attornato, latori presencium, sasinam dictarum terrarum cum pertinenciis iuste habere faciatis, et sine dilacione ; saluo jure cuiuslibet : Ad quod faciendum vobis et vestrum cuiilibet nostram, per presentes, plenariam committimus potestatem, capientes securitatem pro duodecim denariis pro duplicacione albe firme nobis inde debite ; et hoc nullo modo omittatis. Datum sub testimonio sigilli vostri, apud Inchmurny, decimo quinto die mensis Aprilis anno Domini millesimo quadringentesimo quinquagesimo tercio.

¹ Original Charter in the Charter-chest of Brisbane of Brisbane.

² Original Precept at Kinfauns.

LETTERS OF MARY QUEEN OF SCOTS, QUEEN ELIZABETH, AND
MATTHEW AND MARGARET, EARL AND COUNTESS OF LENNOX.

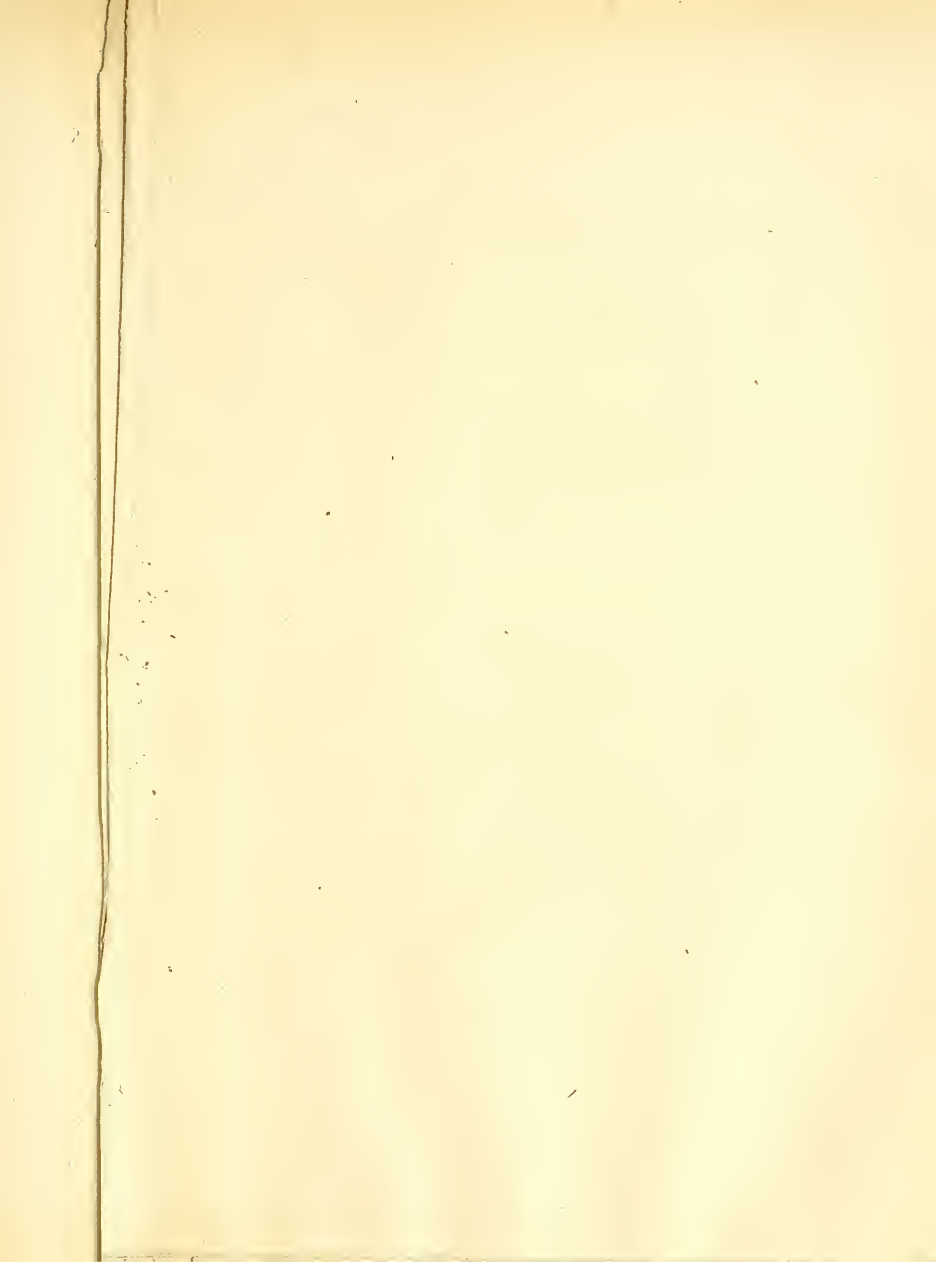
[The first volume of this work closes with a memoir of King Henry, the eldest surviving son of Matthew twelfth Earl of Lennox. Had our limits permitted, some notice of Mary Queen of Scots, his spouse, would not inappropriately have followed, although to have attempted a full history of her life, which has already been written by many authors, would have been foreign to the design of this work. We content ourselves with simply giving in this place several of her letters hitherto unpublished, and also letters from Queen Elizabeth and the Regent Lennox and his Countess, Lady Margaret Douglas.]

217. THE ATHOLE LETTER as to health of the PRINCE, etc.—18th March [*c.* 1580].¹

MY GOOD ANTI, I hard be my secreterai yowr fethful good will and keer towards me, as also off yowr too sisters, and am herteli sori that he miht not schou his commission to my soon, for it had been for his well and myn too, as he is lik to persecae be the dealings off our fals traitours that, not content off yowr good lords death be poisini[n]g him so vikedli, bot as I hir zet conseld yowr soon to agri with his murtherer and meri on off his greatest frindes dauchter, a great enemy to me, by yowr consent, that I am sur yow would neuuer hauue guinen on makin yowr friudes priui to it. Wel, qhuosouner is wise hath caus nou to look about them, for me soon and all thes he lyks or trusts in ar in as great deanger nou as euuer they war, and my poor boy as for enuiied as euuer

¹ Original letter in the Duke of Athole's Charter-chest. The Countess of Athole was a daughter of Johanna Smart, a natural daughter of King James the Fifth. The Countess was a remarkable lady. She was Margaret, daughter of Malcolm third Lord Fleming, and the second wife of John fourth Earl of Athole. She was one of Queen Mary's maids of honour, and, before her marriage to the Earl of Athole, she had survived two former husbands, Robert Master of Mon-

trose, and Thomas Master of Erskine. The Countess of Athole was supposed to possess the power of incantation, and when Queen Mary was confined of her son, Prince James, in June 1566, the Countess is said to have cast all the pains of childbirth on Lady Rires [Bannatyne Journal, 238]. The Earl of Athole, her third husband, died suddenly at Stirling in 1579, not without suspicion of having been poisoned.



May be the grace of god Amen of Scotland and Dornias of
Pranto granted us we god command from of him for to best man
in all the world of the my god that we canst deliver to him at of
being in the my god of the my god for the and all other
thing we commit to to his grace god be with him as we say
first demand to of satisfaction and contentment and discharge
of the promise be he of land wroth at bottom and subtynt
our land for his of god to him given to the of bottom

MAVER

I was for as young as he is, bot the Stuarts nou is all in on rank lyk to fil that they war never med off bot to serve vthe[r] folkes tournes. I am sur yow schal hir mor. Nau seeth that he vnderstood not be yowr sister that yow wald hauue had the toknes, for he wald wilngli haif lef them vith yow. I pray yow enquir quhat Dem Corsbi hes doon with the litle goons. I wald nou me soon had them, and knou off me soon iff he hes had me book and pictur : the Lord Seiton had the last, and G the book. I pray yow let me hir the treuth off his helth, for sum fires me that he is sikli and not lyk to liue. I had me self a great siknes and indigestion off stomak in his zeres, and vill not fir fort that ; bot let me knou if he hes any schort end or host : for God's seek tak hid to him and see him off. God wats qhiou sor I hame for thoct that I pat him not at the furst with yow, qhuan I was so great a ful as to trust that vnthankful fals woman. God will redres all our wrangs on day, qhuom I besik to hauue yow and yours in his protection. Commend me to yowr sisters and your dauchter. This xviii off Marche. Your louing and asured good cusignes and frind.

To my richt trusty cusignes the Contes off Athel.

MARIE R.

218. THE MELVILLE LETTER,—Receipt for the QUEEN's Jewels, etc.¹
15th October 1568.

MAREY, be the grace of God Quene of Scottilland and Drouriar of France, granttis ws till heif ressauid frome our lout seruitour Robert Melluill all owr jouels, clething, hors, that we causit delyuer to hym at our beying in Lowght Leuin, of the quhilk geir for-said and all othyr thing we committit wnto his charge hes behaifit hym as ane fayth-full seruand to our satisfiactioun and contentment, and dischergis him of the premissis. Be this our hand wretin at Boutain, and subseryuit with our hand the zeir of God j^m v^e lxxviii zeiris, and the 15th of October.

MARIE R.

219. THE MARCHMONT LETTER, intimating that QUEEN MARY had sent Commissioners to Queen Elizabeth.—24th October 1568.

TRAIST COUSIGNE, We greit zow veill. The present heirof salbe to schaw zow that at this conference hes bene in York, betuix our Commissioneris and thais of the Quene

¹ Original in Melville Charter-chest. This Receipt is printed in Prince Labanoff's Letters of Queen Mary, tom. ii. p. 218.

of Ingland, quhair our rebbellis hes bene hard and found nathing to thair advantage, bot rather to thair dishonour and gud advancement of our desyres. In the meane tyme our said sister hes desyrit ws to send sum of our Lordis towartis hir, as in lyk maner wilbe thair of the saidis rebbellis. Quhairfoir we haif send vp our traist counsal-ouris, the Bischop of Ross, my Lord Hereis and the Abbot of Kilwynning, at quhais returning we luik to haif ane gud resolutione: And as we ar aduertisit of the further-ance thair of, sall mak zow participant of the samyn: nocht doubting that ze will conteneu in zour gud mynd towart ws. Referring the rest to our nixt aduertisement, committis zow to the protectione of God Almychtie. Off Bowtoun the xxiiii of October, 1568.

Zour gud frind,

MARIE R.¹

THE CASSILLIS LETTERS.

TWELVE LETTERS from QUEEN MARY to GILBERT Fourth Earl of Cassillis,
1562-1571.

[GILBERT fourth Earl of Cassillis, one of Queen Mary's Privy Council in 1562, was long a zealous and faithful supporter of her cause. Several interesting letters which she wrote to him have been preserved in the collections of the Marquis of Ailsa, who is the representative of the Earl of Cassillis to whom the letters were addressed. They embrace a period of nine years, from 1562 to 1571, and have reference to many of the important events which occurred in the history of Queen Mary during that period. These letters were privately printed for the late Marquis of Ailsa in the year 1849. The impression was limited, and is little known. The letters being very appropriate to the present work, they are now included in it by the kind permission of the present Marquis of Ailsa, in whose Charter-chest are the original letters.]

220. (FIRST LETTER), as to the proposed Meeting between QUEEN MARY and QUEEN ELIZABETH, dated Edinburgh, 29th May 1562.

TRAIST cousing, We grete yow wele. Forsamekle as we, be the aduise of the Lordis of our Secrete Counsell and sic vthers of our nobilitie as war present with ws, have fund it expedient for the commoun wele of our realme, that we and our gude sister the

¹ Original Letter at Marchmont. The address is wanting.

Thruste this into the great hole here. To our good friend
That at his conference he be in good betwixt & amissioners and
that of the Queen of England & is well known to be good and sound
nothing to his advantage but rather to the displeasure and great advancement
of the Bishop In the meantime & since the Bishop has desired us to send
him of our letters to write for as many as will have of the said letters which
we have sent and will send to the Bishop of Ely at his return we have
to say and give resolution And as we are advertised of the furtherance of
all that the said Bishop of Ely has done Not doubting that you will continue
in our good mynd to write us Referring the rest to our next advertisement
Committed to the protection of god Almighty Off. Exce. Sec. of State
of October 29 68.

Your good friend
MARIE

Quene of England sall meit this somer at sum place neir the borderis of baith the realmes, to the end we may, be sic familiaritie, interteny the peax and incres farder anytie betuix ws ; in quhilk viage it is necessare for our honour that we be wele and honorabilie accompanyit with the maist able and best qualifijt personis of our realme, in quhilk nowmer we have thoct gude to comprehend you, being assurit alswele of your qualificatioun as gnde affectioun to do ws service. Heirfore we require yow that ye addres yourself and be in reddines to pas with ws in that jorney agane the xv day of July nixtocum, and at the samiu day to meit ws at Edinburgh, wele furnissit for twa or thre monethis after your cuning. And for that our hailt tryne wilbe cled in dule, thairfore addres yow and sic vther as wilbe in your cnpany efter that sort. Failye nocht heirin, as ye will declare your self willing to sett fordwart the honour of our Realme & oure plesure, and aduertise ws agane in writing with diligence of that thing we may lippin to, and quhat ye will do in this behalf. Subscrivit with our hand, at Edinburgh, the xxix day of May 1562.

To our traist cousyng the Erl of Cassillis, &c.

MARIE R.

221. (SECOND LETTER), desiring the EARL OF CASSILLIS to attend the QUEEN, dated Edinburgh, 19th March 1565-66.

TRAIST Cousin and Counsalour : We have ressanit your vretting, and be the contentis thairoff hes knawin your guid mynd and voill towartis owr service, quhairoff as the occasioun sall serwe we sall nocht be vuknawin, desyryng yow effectuouslie to continew in the samyn ; and be raisonn thir trowblis laitlye occurrit hais tane sowm staye, quhairthrow sik forcis and assembleis as we requeyrit ar nocht at this present necessar, yeit newirtheles we pray yow to addres your self, accompaneit with your substantius houshold and kynnismen, and sik barounis as ye ken ar voilland to forder owr entreprysis, to cowm to ws with all possible diligence ; and at meiting ye sall know forder off owr mynd and intentioun in all behalfis : and swa committis yow to the protectioun off almichtie God. At Edinburgh, the xix day off Marche 1565.

MARIE R.

To our traist cousing and counsalour the Erl of Cassillis.

222. (THIRD LETTER), intimating her flight to Carlisle after Langside,
dated Carlisle, 20th May 1568.

TRAIST cusing, Forsamekle as I for the saltie of my bodie, findand na suir acces nor place within my realme to retire me at this tyme, as ye may knaw, I wes constraignit to leve the samin and to pas in this cuntrey of England, quhair I assuir yow I have bene rycht weill ressaut and honorable accompaigned and traicted. I have deliberit to pas fortherward in France to pray the King, my gude broder, to support and help me to delyuier and releue my realme of sic rebellionis, troublis, and oppressiounis that now regnis within the samin, and to depart furth of this toun the xxiiij day of this instant moneth. Thairfore I pray yow effectuouslie, traist cusing, that ye in the menetye hald your self constant in my seruice, and aduerteiss your freinds and neighbours to do the samin and to be in readienes to serue me quhan the occatioun sall offer, as ye have done trewlie afoir this tyme, speciallie at the last battall, quhair (as I am adwerteist) ye have done rycht weill your deuoir, ye beand on your featis, quhilk sall nocht be forgit be me in tyme coming. With the help of God I houp to returne agane about the xv day of August nixt, with gud company, for the effect foresaid, God willing. This I beleve ye will do, as my traist is and wes ay in yow. And for to mak ane end of my bill, I will commit yow to the protectioun of the eternall God. At Carlell, the xx day of Majj 1568.

MARIE R.

I pray you my lord excuss this stamp, becauss the Quene hes na uthir at this tyme.¹
To my Lord Erle of Cassillis.

223. (FOURTH LETTER), thanking him for his good services,
dated Carlisle, 25th May 1568.

My Lord, We have ressaut your writting the xxv of this instant, and therby vnderstand your constancie, quhilk is weill provin to ws, and mon never be forget salang as we leve, gif God geve ws occatioun and meanes to reward the samin. We are heir honorable ressaut, and in vere gud hop schortlie to writt to yow sic things that salbe to your comfort and our weill ; for we dout nocht to be put in our awin place agane with the grace of God, the help of guid freinds heir, your lordship, and our loving subjectis assistance, very schortlie, als some ye will beging to have some experience. In the

¹ This postscript is written on the back, but under the fold.

meue tyme, ye may weill assure your self thair sall na eardlie plesour confort ws quhill we help to releve our troublit freinds ; prayand yow to exercees your wit to entretene and confort thame quhome ye find bere ws gude mynd, and do that ye can to winn sie freindis as ye find is nocht notable offendaris to ws, quhais fauouris we desyre nocht. We commit this, my lord, to your awin gud, constant, and freindlie wisdom vntill our nixt mair speciall adverteissement, committand yow to the protectioun of the Almychtie God. At Carlell, the xxv day of Maij 1568.

MARIE R.

To our traist cusing and counsellar, the Erle of Cassillis.

224. (FIFTH LETTER), asking him to continue steadfast to her, and not to acknowledge the Earl of Murray, dated Carlisle, 6th July 1568.

RICHT traist cousing, we haif ressauit your wryting and vnderstandis the samyu. We haif writtin to yow laityly of befor anent our proceidiugis, thanking yow [for] your gud mynd and seruice done towartis ws, as, God willing, quhan it sall pleis him to restoir ws to our awin maist richttuuous, ye sall nocht think your gud seruice ewill bestowit; nocht doubting bot ye will contenew ferme and stable in the samyn. And yitt being, thankis to God, in gud helth and veilfair, we thoct expedient be this present to assure yow of the samyn, praying yow that ye latt my Lord Murraye ressaue nane of our mailles in thai pairtis, nor nane of his, bot that ye vptak and ressaue the samyn, bestowing it on soldatis to do ws seruice quhair ye haif ado with thame, siclyk as we haif writtin to the Lard of Lochinwer and vtheris in the cuntrey. My Lord Flemyng arrevit yisterdaye to ws fra Loundoun, quha is boun in Scotland, to quhome ye sall gif credeit, and will schaw yow of our proceidingis at mair lenth and amply nor we think expedient to wryt at this tyme. Feir nocht quhat contrarious tydingis be schawin yow of ws, for, God willing, our trew and faythfull subjectis will gett releif be France and Spayne, suppois Ingland will nocht assist ws, to the distructioun of our enemyis and your honour and confort. Referring the rest to your faythfull constancy, committis yow to the protectioun of God Almychtie. Off Carleill, the vi of Julij 1568.

Your mest asured frind,

MARIE R.

To oure richt traist cousinge the Erle of Cassillis.

225. (SIXTH LETTER), as to the Conference at York, etc.,
dated Bowtoun, 23d October 1568.

RICHT traist counsigne, we greit yow weill. We haif vnderstand your gud mynd and service towartis ws, being ampie declarit be our traist counsigne my Lord Boyde, of the quhilk we thank yow and hoipis in God schortlie to remember the same be our awin presens. Ye sall wytt that at this conference quhilk hes bene in York betuix our commissioneris and thais of the Queue, our gud sisteris, quhair our reabellis hes benc hard and found na thing to thair advantage, our affaires (thankis to God) ar proceedit in gud mauer and veill advanced; and the Quene our gud sister in the meane tyme hes desyrit ws to send sum of our Lordis towartis hir, as in lyk maner of the saidis reabellis wilbe thair. Quhairfoir we haif send vp our traist counsallouris, the Bischop of Ross, my Lord Hereis and the Abbot of Kylwynning, at quhais returning we luik to haif ane gud resolutioun, and, as we are adwertised of the furtherance thair of, in the same maner sall mak yow participant of the samyn. We haif writtin to yow laity anent that quhilk the beirar heirof, Mr James Boyd, schew ws of the creidit he had of yow, and considerit the same at gud lenth, quherin, God willing, as tyme sall serve and being iu our awin estait, hoipis to satisfie you, uocht only iu that nor sic ane matter as presently ye requyre, bot sall sa gratifie yow for the gud seruice and faythfull mynd we haif of yow, that your posteritie sall knaw ye haif nocht bestowit the samyn in wayne. Nochtwithstanding, considerand iu the estait we ar presentlie in, could nocht fulfill your haill desyre in effect as ye requyrit as vvalabill for your proffeitt, quherof we haif commounicat with this said beirar at mair lenth, quha will declair yow our mynd mair ampie therintill, praying yow to contenev in keiping the cuntrey and our faythfull subiectis (sa far as ye may) in gud p  ace and quyetnes till our obedience. Referring the rest to our nixt advertisment, committis yow to the protectioun of God Almychtie. Off Bowtoun, the xxij of October 1568.

Ye schal bi assureid that I schal bi als kerful off your weil and off your hous as you schal wuiseche mi, as ye shall hir by your aun man wuam tu I hef spokne my mynd.

Your richt gud counsignes,

MARIE R.

*

To our richt traist counsigne the Erle of Cassillis.

226. (SEVENTH LETTER), as to the York negotiations being ended, dated Bowtoun, 6th December 1568.

RICHT traist cousigne, we greit yow weill. Forsamekill as we ar advertisit that our Commissioneris for dyuers ressonabill causis hes brokin the negotiatioun of our affaires quhilk was afor our sister the Quene of Ingland, and hes tane vp the matter fra hir, swa we persaif na gud meanis to be hade thairby : Heirfor, seing our reabellis contenevis in the distructioun thai may do to ws, our faythfull subiectis and realme, with intentioun to do war fra this furth nor in tymes bypast, gif thai be sufferit, we praye yow that ye be in reddyne with your haill friendis and force in substantious maner to prevene the tyme with the saidis rehellis, and tak the first aduantage maye be gottin of thame, nocht only to stop thair waye in hame cuming, gif it war possibill, bot presentlie gif ye can apprehend ony of the principallis of thame in handis quha ar at hame, lyk as thai haif of ours, that na mair tyme be lost. We haif nocht as yitt gottin advertisment heirof be our saidis Commissioneris, bot swa sone we gett the samyn ye salhe participant, God willing, quhome mott preserve yow. Off Bowtoun the vj of December 1568.

Your gud cusignes,

MARIE R.

To our richt traist cousigne the Erle of Cassillis.

227. (EIGHTH LETTER), thanking him for two Horses, dated Bowtoun, 5th January 1568-69.

RICHT traist cousigne and counsalour, we greit yow weill. We haif ressaut your letter fra your seruitour, Sanders Eclis, quha hes schawin ws of twa horsis ye haif send ws, standing in Dumfries, becaus as yitt we ar nocht resolut that thai sould cum heir. Thanking yow werraye hertlie thairof, and hes desyrit the said Sanders to retene the said horsis with him self in Dumfries till we get vthir newis frome the Court of Ingland, and that for ane x or xij dayeis, to the effect we maye then knaw quhat salbe done with the same ; quhairfor ye sall excuse him of his long tary. We haif na vthir newis to wryt to yow than thais we haif written with the Lard of Skeldoun, quhilkis,

as thai occur, ye salbe aduertisit of the same. Swa committis yow to the protectioun of God Almychtie. Off Bowtoun, the v of Januer 1568.

Your richt gud cusignes,
MARIE R.

To our richt traist cousigne and counsalour the Erle of Cassillis.

228. (NINTH LETTER), asking a Continuance of his services to her, as to intercepted letters, etc., dated Tutberry, 10th February 1568-69.

RICHT traist cousigne and counsalour, we greit you weill: Being ever surely perswadit of your faythfulness and constancy towart our seruice, doubtis nocht bot ye will contenev in the same. And now specially seing the resolucioun of our affaires and proceeding therof ar sa neir apperantlie to tak gud effect, prayis yow that ye will perseweir in setting forward all that quhilk maye redound to ye veillfair and aduancement of our authoritie. And albeit we wryt nocht sa ampie and sa oft to ewery ane of yow as we wald do, for dyuers discommodeteis, and cheiffie becaus our letters ar commounly tane be the waye, yitt be nocht discouragit nor skar nocht thairat, giff we wryt to thame only of quhome ye may vnderstand our desyre weill aneuch. And think nocht that we leif for that to esteime ewerie man in his awin degrie, bot considering our commoditie, that we maye nocht wryt to all, ye sall excuse ws thairin. Quhairfoir we haif depeschit our louit seruitour, the Lard of Gartly, present beirar heiroy, towart all thais with quhome he maye commownicat, to schaw yow our mynd mair ampie nor we can wryt, quhome ye sall credeit. And siclyk our traist cousigne and counsalour the Duke of Chastellerault, being retournit in our realme, will declair and mak mair manifest vnto yow our will and intentioun. Swa committis yow to the protectioun of God Almychtie. Off Tutberrie, the x of Februaire 1568.

¹ Your richt gud cusignes,
MARIE R.

Je vous prie en l'absanse de m^r lord Boyd, que ie retiens pour vn temps pour mon seruise, supporter & maintenir son fils et seruiteurs en leurs actions. Mi Lord Heris vous informera de l'estat de mes affayres. Je vous prie aussi vser de son bon conseil, comme celui qui scet l'estast des choses issi.

To our richt traist cousigne and counsalour the Erle of Cassillis.

¹ This, with the postscript, is in the Queen's own hand.

229. (TENTH LETTER), as to Negotiations with QUEEN ELIZABETH,
dated Tutberry, 7th April 1569.

RICHT traist counsigne and counsalour, we greit yow weill, merveling greitumly that this lang tyme we haif hard nane of your aduertismentis furth of Scotland. Now presently we haif ressaunt the double of certane articles quhilk the Quene, our gud sister, hes send to ws, delyuerit to hir be Mr Johne Wod, countening the headis of certane commowning betuix the Duke of Chastellerault and vtheris in his name, with the Erle of Murraye, at Glasgw, the xiiij day of Marche last wes; quherin thair is dyvers headis contenit nocht only prejudice to ws bot also to thair awin honour, dewitie, and promeses, sa oft tymes maid and confermit to ws as to thair souerane, quhilk makis ws on na wayes to beleif bot the same ar invented be our rebellis, as dyvers vtheris hes bene of befor, to caus ws tak ane ewill opinioun of our faythfull subjectis, quhilk we will nocht do vnto the tyme we be surely aduertisit; nocht doubting bot ye will remane in lykmaner constant towart ws, and mak ws aduertisment at the leist of your awin part in all proceedingis, ffor (praysit be God) we are in hoip of ane gud succes and expeditioun in our causes, throw the gud intertenement and confortabill writings that we haif ressaunt fra the Quene our gud sister, as also be sic assured aduertismentis and letteris, that we haif presently gottin of France, quhilk the present beirar, our servitour, will mak knawin to yow, quhome ye sall credeit. Referring the rest to your advertisment, committis yow to the protectioun of God Almychtie. Off Tutbery, the vij of Aprile 1569.

Your gud cusines and frind,

MARIE R.

To our richt traist counsigne and counsalour the Erle of Cassillis.

230. (ELEVENTH LETTER), referring to LORD BOYD as to her affairs, dated
Wingfield, 4th June 1569.

RICHT traist counsigne and counsalour, we greit yow weill. Forsamekill as in tyme bypast we haif ewer aduertisit yow, be our letters, of our proceedingis with the Quene of England, our gud sister, nocht sa amply as we wald haif done, be ressone of the discommoditie of passage hes bene betuix thir realmes, bot at the leist of the gud opiuion we hade of the resolutioun thairof; and now, our traiste counsigne and counsalour, my Lord Boyd, ane of our Commissioneris towartis our said sister, being returnit fra hir

and hir Counsale, we haif depeschit him with thir presentis in our realme to declair vnto yow at lenth the treuth and gud estait of our affaires, and our mynd in all thingis, quhilk, becaus of his sufficiency, we wald nocht wryt amply ; bot referring the same to him, quhome ye sall credeit as our selfe, committis yow to the protectioun of God Almychtie. Off Wingdfeld, the iij day of Junij 1569.

Your good cusignes,

MARIE R.

To our richt traist cousigne and counsalour, the Erle of Cassillis.

231. (TWELFTH LETTER), on the Earl's being constrained to concur with her enemies, etc., dated Sheffield, 6th May 1571.

RIGHT traist cousin and counsalour, we greit yow weill. Forsamekle as we ondirstand that in the greit troubles of oure realme, and the enumerabill revolting of oure subjectis aganis ws, ye have alwayse borne ane good mynd toward ws and oure trew subjectis ; yit nochtwithstanding, partlie for feir of los of your gudis, and partlie by the crafty perswasionis of our enymeis, ye hawe bene constrainit ether to concur with oure aduersares, or ellis to ly by and abstrak your forces from the ayde and supporte of our Lieutenentis and the rest of our parttakaris. And therfor we will nocht interpret your assistance to our rebellis in tymes past in ane evill part, becaus we ar suirlye perswadit your mynd to have gud, nether will we reput yow amang the number of oure rebelles, bot rather esteme yow ane favorer and dewtifull subject in your hart, and becaus oure intent is to support yow, and to encurege yow to profes oppinlie your obedience to ws as your ondouttit and naturall Soverane. And for that caus, we have givine charge to our trusty cousin and counsalour, the Bischop of Galloway, to declare to yow our gud mynd and will towardis yow and youris, alsweill for the avansment of our service as to sawe yow frome gretter inconvenience, quhome ye sall credit as our self, quha is ane faithfull commissiounar hes weill and diligentlie done his devoir in treating with the Quene, our gud sister, for our restitution and releif of yow our gude subjectis. And seing thair is no occasioun, nochtwithstanding this new delay, to be disparit of the obteneing of ane finall end of our lang swtis at oure said gud sisteris hand, we will yow in tymes to cum to declair your self sic as heir efter ye wald have ws your frend for evir, and as ye wald we sould esteme yow wordy of our favour and reward ; and that ye failt nocht presentlie to assist oure said cousin with

your counsal and ayde for the furduring of sic thingis as concernis the avancement of our effaris. Rychtswa ye sall undirstand that we have assignit to oure said cousin furth of oure thirdis, alsmekill yeirle as will mak his Bischoprick of Galloway free of all pensionis during his lifyume. Heirfor we pray yow to mak him payment of samekill as salbe assignit to him furth of your abbayis of Glenloise and Crocragall, of the thirdis therof, quhilk salbe allowit to yow be oure collectouris, and admittit to yow in our Exchequer comptis. This we desyre ye to do as ye tender our favour, quhairof we desyre your answer : So committis yow to God. Frome Sheffield, the vj day of Maij 1571.

Your richt good frind and cusignes,

MARIE R.

To our richt traist cousin and counsalour the Erle of Cassillis.

THREE BREADALBANE COMMISSIONS.

232. (1.) COMMISSION by MARY QUEEN OF SCOTS to COLIN CAMPBELL of Glenorchy, against the MACGREGORS. St. Andrews, 25th April [1563.]¹

REGINA.

WE, vnderstanding that Gregour McGregour of Glensrie, Duncane Makgregour of . . . , Duncane McGregour, sone to Duncane Ladus,² Malcome Kanemoir McGregour, Duncane McAnedow McGregour, and diuerss vtheris, thair complices, being chargit to vndirly the law for sindrie odious and horribill crymes, committit be thame, past to the horne, and on na wiss wald find souirte to that effect, and sensyne, continewand in thair peruersit purpoiss, hes not onlie committit new slauchteris, murthuris, and raisit fire in the cuntre at thair plessouris, bot als hes massit and joutit thame selfis togidder in ane cumpany to the nowmer of sex skoir of personis or thairby, and passis in the cuntre, laying waist oure avne propir landis, murdering oure liegis, and sornying and oppressing the hale cuntre, to the greit hinder of the quyetnes thair of and heirschip of the pouir subiectis of the samin, quhairto, gif remeid be not prouidit in tyme, the hale cuntre is habill to brek, and thevis, murtheraris, and tratouris vss thame thairin at

¹ From the Original in the Breadalbane Charter-chest.

² The "Testament of Duncan Laidens, *alias* Makgregour," is printed in the Black Book of

Taymouth, pp. 151-173, and some account of this remarkable person is given in the Preface to that work, pp. xi-xv.

thair plessouris : Thairfore we haif gevin, grantit, and committit, and be thir oure lettres, gevis, grantis, and committis oure full power, speciale mandment and charge, to Coline Campbell of Glenvrquhy, to assemble his hale freindis, kin, tennentis, and seruandis, and all vtheris that will assist witht him or tak his part, and to pas fordwart, serche, and seik the saidis personis and thair complices, rebellis, quhaireuir thai may be fundin, and apprehend and tak thame and bring thame to oure iustice or his deputis, to be pvnist for thair dimeritis ; and gif the saidis rebellis, thair assistaris or part takaris, happynis to pas and entir in houssis or strenthis, to lay assegis to the samin, and gif neid be, to raiss fire for recouering thairof ; and gif ony of thame happynnis to be slane, owther in the saidis houssis or strenthis, or in taking or apprehending of thame, we will and grantis that thairfore, nor for raising of fire, nor zit for assegeing of the saidis houssis or strenthis, or making of conuocatioun of oure liegis, the said Coline, his assistaris nor part takaris, sall not be callit, nor accusit, nor incur ony skaith or danger thairthrow in thair personis, landis, or gudis, in ony wiss in tyme cuming. Subscriuit witht oure hand and vndir oure signett, at Sanctandris, the xxv day of Aprile, and of oure regne the xxi zeir.

MARIE R.

233. (2.) LETTERS by MARY QUEEN OF SCOTS in favour of ARCHIBALD EARL OF ARGYLL and COLIN CAMPBELL of Glenorchy, against the MACGREGORS.—Inveraray, 26th July 1563.¹

MARIE, be the grace of God Quene of Scottis, to all and sindrie our liegis and subditis quhame it efferis, quhais knowlege thir our lettres saltocum, greting : Forsamekle as efter the monyfauld slauchteris, heirschippis, fire rasingis, and oppressionis committit be Gregour McGregour, chiftane of the Clangregour, his clan and complices, our rebellis, we war constrenit to gif command to oure traist cousing and counsalour, Archibald Erl of Argyle, lord Campbell and Lorne, etc., and Coline Campbell of Glenvrquhy, to pas, serche, and seik our saidis rebellis, and to tak and bring thame to our iustice ; and albeit thai hane done diligence in executioun of our said command safar as in thame lyis, neuirtheles thay ar greitlie hynderit thairin be ressoun our liegis duelland in the boundis quhair thay pas for apprehensioun of our saidis rebellis, refuissis to answer our saidis cousing and Coline of meit and drink vpoun thair expensis, quhairthrow thai may nocht execute and performe our said command : It is oure will thairfore, and we

¹ From the Original in the Breadalbane Charter-chest.

command and charge all and sindrie zow, our liegis and subditis foirsaidis, that ze reddely ansuer and gif meit, drink, and all neidfull sustentatioun to the saidis Archibald Erll of Argyle and Coline Campbell of Glenvrquhart, or ather of thame, or quhatsum-euir vtheris thair freindis passand in thair names for taking and apprehensioun of our saidis rebellis in quhatsumeur boundis thay and thair cumpauyis sal happin to resort, vpoun thair ressonable expensis. And in caiss ze or ony of zow failzeis heirin, we grant and gevis licence to our saidis cousing and Coline, thair freindis, cumpauyis, and vtheris in thair names passand for executioun of our said command, to tak meit, drink, and vther neidfull sustentatioun in thair jorney at thair awin handes, and will and grantis that thay, nor nane of thame, sall incur skaith nor danger thairthrow in thair personis, landis, or guidis, nor sall not be callit nor accusit thairfore, criminalie nor ciuillie, be ony maner of way in tyme cuming; prouiding alwayes that na guidis be takin quhill the awnaris refusis the samin for payment, and that the personis, serchearis of our saidis rebellis, remane of na langtyme in anc place. Gevin vnder oure signet, and subscriuit witht our hand, at Inueraray the xxvj day of July, and of our regne the xxj zeir. 1563.

MARIE R.

234. (3.) LETTERS by MARY QUEEN OF SCOTS in favour of COLIN CAMPBELL of Glenorchy, against the MACGREGORS.—4th August 1564.¹

MARIE, be the grace of God Quene of Scottis, to oure shireffis of Dumbartane, Renfrew, Tarbert, and Innerues, and to oure louittis, William Merschall, Robert Letryk, . . . messengeris, oure shireffis in that part, couiunctlie and seueralie, specialie constitute, greting. Forsamekle as it is humlie meit and schewin to ws be oure louit Coline Campbell of Glenvrquhay, that quhair it is nocht vnknewiu to ws how the Clangregour, our rebellis and at our horue, eftir mony schamfull, cruell, and unischevous slauchteris and murthuris and vtheris, fire rasingis, sornyngis, and oppressionis committit be thame in contempt of ws and our auctorite, being persewit thairfor past in Irland; and now quhen the uycht growis lang, thay intend to returne agane withtin our realme to vse and exerce thair wonted and accustomat crueltie, specialie on the puir tenentis duelland on the rowmes and possessionis pertenyng to the said Coline and his freindis, to the greit hurt and detriment of our commoun wele, and to the evill exemple of vtheris rebellis and wickit personis to do the like, gif substancious remeid be not prouidit: Oure will is heirfore, and we charge zow straitlie, and commandis,

¹ From the Original in the Breadalbane Charter-chest.

that, incontinent thir oure lettres sene, ze pas, and in our name and auctorite command and charge all and siudrie our liegis duelland at the west sey of our realme, quhilkis hes boittis or weschellis, that thay, nor nane of thame, bring or transport ony of the said Clangregour, our rebellis, in our realme, be ouy maner of way or coulour, nor zit lat thame land vpoun thair laudis or grund, vnder the pane to be repute and haldin plain partakeris and assisteris witht our saidis rebellis in thair rebelioun and myschevous deidis; with certificatioun to thame, and thay do iu the contrair, that thay salbe repute and haldin as our saidis rebellis in all respectis, and salbe punist thairfoir witht all extremite, in exemple of vtheris. The quhilk to do we commit to zow, coniunctlie and seueralie, oure full power, be thir oure lettres, deliuering thame, be zow dewlie execute and indorsate, agane to the berair. Gevin vnder our signet and subscriuit with our hand, at the Lunkartis in Glentilth, the ferd day of August, and of oure regne the xxij zcir. 1564.

MARIE R.

TWO ABERCAIRNY LETTERS.¹

235. (1.) For assistance in putting down the Rebellion, after the marriage with Darnley, dated Dundee, 14th September 1565.

TRAIST freind, We greit zow weill : Nocht onlie hes our rebellis and dissobedient subiectis thair assistaris taikin ou armour, riddin with convocatioun to and fra in the cuntrie, and fortifijt and withhaldin diuers houssis and strenthis aganis ws, bot als, as weill apperis be thair proceedingis, myndis to draw in strangeris iu our realme, and insafar as in thame lyis, to perwert the haill stait of oure commoun weill, quhilk to ws is vnsufferabill, and we traist nane of our faithfull subiectis (of quhilk nowmer we specialie esteme zow) willbe contentit of thair vnnaturall defection, bot with thair lifes and geir will sett furthwart our guid and iust quarrell : Praying zow thairfoir effectonslie, that accompaneit with the haill force ye may mak, with xx dayis victuallis eftir zour cuming, with palzeonis to ly on the feildis, ze faill uocht to addres zow to meit ws at Striueling, the last day of September instaut ; and fra thine to pas furthwart with ws to sic places as the occasion of our seruice sall require, as ze will thairby do ws maist thanckfull plesour, and gar ws confirme the same gude opinioun quhilk we euir consaut, and hes presentlie of zow. Subscriuit with our handis at Dundee, the xiiij day of September 1565.

MARIE R. HENRY R.

To our traist freynd, the Laird of Abircarny.

¹ Original Letters at Abercarny.

236. (2.) In Reference to a Poor Woman, dated Alloway, 30th July 1566.

TREIST FREIND: Forsamekle as it is hevlie menit and piteouslie complenit to ws be this puir womane, that ze haue violentlie eieetit hir with ane company of puir bairnis furth of hir kyndlie rowme, eftir willing to pey zour dewtie thankfullie: Thairfoir (in respect that gif ze be sua extreme as to depauperat the puir womane and hir bairnis) we will desyre zow to schaw sum fauour and accept thame in thair steding as ze haue done in tymes bygane; the quhilk we dout nocht bot ze will do for this our requeist, and as ze sall report our thankis and plesour for the samyn. At Alway, the penult day of Julij 1566.

MARIE R.

To our treist freind, Robert Murray of Abirkairnie, this be delyucret.

TWO ROXBURGH LETTERS.¹

237. (1.) From QUEEN MARY to Charge several KEIS for Disobeying the Warden, dated at Ruthven, 12th June 1565.

MARIE, be the grace of God Queue of Scottis, to ourc louittis, Stewan Riddaill, . . . ourc schereffis in that part, coniunctlie and seueralie, specialie constitut, greting: Forsamekle as being informit of the grete dissobedience schawin to our wardaine of our middle marcheis be baronis and laudit men thairof, we direct our vtheris letters commandand all men in generall, and thairwith sent seuerall myssyves to all the saidis baronis and laudit men, willing thame to depend vpoun the commandment of our wardaue to keip the dayis of trew or vtheris courtis or assembleis to be appointit be him for conseruatioun of the cuntre in gude quietnes, and to enter and present thair men tenentis and seruandis duelland on thair landis, stedingis, and ballieryis, fylit for ony billis, as thai suld be commandit othir be proclamatioun, wardane officiar, or mis-sive letters, as in our saidis vtheris letters at mair lenth is contenit; and albeit he hes warnit be his officiar, Nicholas Ruderfurd of Hundoley, knycht, Walter Ker of Dolphinstoun, Johne Rutherfurd of Hunthill, Thomas Ker of Pharnyhirst, knycht, Richard Ker of Gaitschaw, Thomas Ker of Marsingtoun, Gilbert Ker of Greinheid, and the

¹ Original Letters in the Duke of Roxburghe's Charter-chest.

Hoppringles of Cliftoun, to enter and present diuers thair men and tenentis duelland on thair landis, fylit of billis, and for the quhilkis our said wardane hes bene con-
streuit to gif his bandis and euter his awin seruandis in Ingland, neuirtheles thay
haue now, be the space of thre sindrie courtis, absentit thame selfis, and on na wys
will releve ws, our realme and wardane, without sufficient and tymous remedie be pro-
uidit. Oure will is heirfore, and we charge zow straitlie and commandis, that, incon-
tinent thir our letters sene, ye pas, and in our name and auctorite command and
charge the saidis Nicholas Ruderfurde of Hundoley, knycht, Walter Ker of Dolphin-
stoun, Johnne Ruderfurde of Hunthill, Thomas Ker of Pharnyhirst, knycht, Richard
Ker of Gaitschaw, Thomas Ker of Marsingtoun, Gilbert Ker of Greinheid, and the
Hoppringillis of Clifton, that thay and ilkane of thame pas and enter thair personis
in ward within our castell of Blakness, thair to remane vpon thair awin expensis, ay
and quhill thay haue fully satisfait our said wardane, and enterit thair men fylit as said
is, and haue releuit ws and our realme at the handes of the wardane of Ingland of the
saidis billis, and be fred be ws within sex dais nixt efter thay be chargeit be yow
thairto, vnder the pane of treasoun, certefeing thame, and thay failze, thay salbe estemit
as enemys of the commoun wele and disturbaris of the publick peax, and salbe punist
thairfoir with rigour in exemple of vtheris : as ye will ansuer to ws thairvpoun. The
quhilk to do we commit to yow, coniunctlie and seueralie, our full power be thir
our letters, deliuering thame be zow dewlie execute and indorsate agane to the berair.
Gevin vnder our signet, at Ruthwen the xij day of Junij, and of our regne the xxij
yeir 1565.

MARIE R.

W. MAITLAND.

238. (2.) From HENRY and MARY, dated at Edinburgh, 24th August 1565.

REX ET REGINA.

PRIOR and conuent of Halieruidhous, we wrait vnto zow of befoir in fauour of oure
familiar clerk and counsalour, Sir Johne Belleuden, oure Justice-clerk, for to expeid his
letter of baillierie, as it is grantit to him be oure brother of Halieruidhous, and hering
that ze defer to accomde thairto, without ony resonable caus, it is oure will that ye
pas the said lettir, all excusis or delayis sett a part, and as ye will do ws acceptable
pleisour and service ; and becaus we knaw that this oure request is reasonable, we luik
for the obeying thairof with all speid. At Edinburgh, the xxiiij day of August the yeir
of God 1565.

MARIE R. HENRY R.

239. DISCHARGE by QUEEN MARY and by the EARL of ARRAN, her Tutor and Governor, and the Lords of the Privy Council, to JOHN LORD ERSKINE and ALEXANDER LORD LIVINGSTONE, guardians of her person, dated at Lethington, 20th Jnly [1548].¹

MARIE, be the grace of God Quene of Scottis, to all and sindry oure legis and subiectis and wtherris to quhome thir our present letteris sall to cum, greting: Forsamekill as in oure parliament haldin in oure abbay of Hadingtone, the sevyn day of the moneth of Julii instant, it was be the Quenis grace, oure derrest moder, our traist and derrest cusing James Erle of Arrane, Lord Hammiltoun, etc., oure tutour, protectour and gouvernour of oure realme, and the thre estatis of the samyn, awisit, ordinit, consentit, appoyntit and concludit oure mariage to be contractit with the dolphyne of France, as is at lenyth contenit in the acte maid thairvpone; and sic lik our said derrest moder, our tutour and governour foirsaid, and Lordis of our Counsall hes thocht expedient and necessar that we be transportit to our derrest broder the maist Cristiane King of France, and to remane with hym in his realme quhair he thinkis expedient; and als knowing and vnderstanding the leile, trew, anefald, and diligent service done to ws in all tymes bigane be oure cusingis and counsalouris Jhone Lord Erskyne and Alexander Lord Lewingstoun, specialie in the faithfull keeping of oure persone, hes dewisit and ordinit thame to depart furth of oure Castell of Dunbritane, and pass with ws to the partis of France. And albeid att oure saidis cusingis, Jhone Lord Erskyne and Alexander Lord Lewingstoun, wer off befor in the moneth of September last bypast, sone eftir the feild of Pynkyn Clewiche, quhen we wer transportit furth of oure Castell of Streviling to the Ile of Inchemaquhomo be our said derrest moder, our tutour and governour and Lordis of our Counsall beyng than in the said Ile, dischargit and exonerit of all forder keeping of ws, and of the actis and ordinance maid thairvpone of befor for the evident perrell than apperand, and wther necessar causis considerit be thame, quhilk discharge we, oure said derrest moder, tutour and gouvernour, and Lordis foirsaid ratifeis and approvis be thir presentis; and als nochtwithstanding that oure said cusingis hes maid gud, trew and faythful service in the diligent keeping of oure persone sen the said discharge vnto this day: Heirfor, and for wther ressonabill causis and considerationis moving ws, our said derrest moder, tutour and governour, and Lordis foirsaid, with consent, assent, awys and auctorite of thame, be the tenour of thir our letteris,

¹ Original in Lord Elphinstone's Charter-chest.

exoneris and dischargis oure saidis cusingis of all obligationis, actis, contractis and ordinance quhatsumewir, quhairthrow that thai or ather of thame wer bünd and oblist ony maner of way to haife kepitt ws, and of all maner of actioun that may fallow thairvpone, or be imput to thame or ather of thame, thair airis or successouris thairthrow, and for the mair securite of our saidis cusingis, commandis and ordinis thir oure letteris to be registrat in oure bukis of Counsall, and decernis that thai sall haife the effect and strentht of act and decretit of the sam. Gevin vnder oure prevay sele and sub-scrivit be our said derrest moder, tutoure and gouvernour, and Lordis of our Counsall fairsaidis, at Lethingtoun, the twenty day of Julii, and of our regunne the sext zeir, etc.

JAMES G.

JHONE, Bischop of Dunkeld.

WILLIAM, Bischop of Aberdeen.

PATRICK, Bischop of Moraye, etc.

JHONE, Biscop of Brechin.

GEORGE, Bischop of Orkney.

D. de Cupro.

ARD. OF ANGUS.

A. ERL OF ERGYLE.

M . . . ELL ROS.

GEORGE, Commendator

of Dunfermlyn.

GEORGE L. HOME.

HENRY LORD METHUEN.

WILLIAM LORD RUTHUIN,

prewe seill.

JHON L. BORTHWICK.

DUNKELD, thesaurarius.

240. MARGARET COUNTESS OF LENNOX AND ANGUS to Sir WILLIAM CECIL,
Secretary of State, 3d February 1562.¹

Good mester Sekretory, havying often trobylld you with my sutes vnto the quenes Maiesty, wharin I have allwayse fownd your lawfull favour and forderance, yet the grownd of all the rest beyng behynde, inforseth me agen to molest you at thys tyme; for notwithstanding that thows of her hyghuesse counsell dyd declare to my lord and me that her maiesty had forgeven and forgotten all her dysplesuer towards ows, and was plesed to set ows at leberty, yet we can not acompte owrselves to have reserved the sam so long as we be restrayned from dowying owr duties to her maiestyes presence, and be not exsepted thervuto as hyretofore we have byn; wharfor I shall most hartely desyer you, good mester sekretory, to extend your acustomyd frendlynnes in beyng the mean that my lord and I may have recourse to her hyghnes as we were wont, in wych dowying I shall acompt myself more bownd to you then in all the rest, for that yt shall be most

¹ State Papers, Domestic, Elizabeth, vol. xxvii. No. 50. Indorsed 3d February 1562.

to my comfort of eny worldly thyng, as knoweth God. And thys, with my lords most hartly comendasyons and myne, I bed you lykwyse farwell. From Sakveld Plase this Wednesday.

*Your assured friend to my father
margaret lennox and angust*

To my very frend Schir Wyllam Cycell, knyght, chefe sekretory to the Quenes maiesty, master of her wardes, and one of her hyghnes most honorabyll prevy counsell.

241. MARY QUEEN OF SCOTS TO QUEEN ELIZABETH as to the Restoration of
MATTHEW EARL OF LENNOX, 28th September 1564.¹

Richt heich and nichtie princesse, oure deare and weilbeloued suster and cousin, we grete zou weill. By zour lettres gevin at Northamptoun the first of this instant, and deliuered to oure handes by therll of Lenox, we perceave how entierly ze tendre the causes of him and of oure richt trusty and richt weilbeloued cousin his wyfe; and to the effect it may appeare not onlie to zour self, bot alsua to all others in baith the realmes, quhat gude regard we haue to zour requestes by oure gentle entreating of sic as from zow ar earnestlie recommendit, we have not onlie at the veray first gevin him sum taist of oure gudewill in the favorable receaving of him and hearing of his petitionis, bot alsua meane to procede further to the full restitucioun of him, quhairby he salbe able to enjoy the priuilegis of a subiect, the liberteis of his natie cuntre, and his auld titles; besydes that we intend to deale sa fauorably with him and oure saide cousin his wife in all there sutes and causes reasonable, that thay salhaue gude occasioun to acknowlege thame selfis bound vnto zou for the benefite they sall receave at oure handes, and therefore rendre maist humble thankes vnto zou, for quhais saake and

¹ State Papers, Domestic, Scotland, Elizabeth, vol. ix. No. 51. This Letter is printed in Prince Labanoff's collection, tom. i. p.

235. It is here reprinted, as bearing so much on the history of the Earl of Lennox.

recommendacion maist cheafie oure fauour is extendit towartis thame. We will alwayes willinglie embrace sic meanys as salbe offered quhairby ze may clearlie vnderstand how wele we can be content to do zou pleasure. And sa, richt heich and michtie princesse, oure deare and weilbelouit suster and cousin, we pray the almichtie God to grant you as prosperous successe in all your affaires as we wyshe vnto oureself. Gevin at our Palace of Halirudhous the xxviiij day of September, and of oure regne the xxijnd zeir, 1564.

Zour richt gud sister and cusignes,

MARIE R.

Indorsed : To the richt heich and michtie Princesse, oure deare and weilbelouit suster and cusin, the Quene of England.

242. THE OATH OF A KNIGHT made by my LORD DARNLEY, 15th May 1565.¹

I SHALL defend the Christian Faith at my Power.

I shall be leel and true to my Princess my Sovereign Lady, Queen of Scotland, and her Successors.

I shall honour and do Reverence to all wise Orders of Nobility, and to the Office of Arms.

I shall fortifie and maintain Justice without Feed or Favour.

I shall use and exercise my self in the Office of Chivalry, and help all them that are in the same Order, if they have Need.

I shall defend the Realm of Scotland from all Aliens and strangers.

I shall never fly from my Princess, Master or Fellow, with Dishonour, in time of Need.

I shall defend all Orphans, Widows, and Maidens of Good Fame.

I shall do Diligence wherever I hear is any Murderers, Robbers, or masterful Thieves, that oppress the People, to bring them to the Laws at my Power.

I shall enquire and do Diligence to seek all Articles contained in the Books of Chivalry, and keep them all at my Power.

I shall fortifie, maintain and defend the noble Order of Knighthood which I am ready to receive, and Horse, Arms, and Knightly Hablement after my Power. So help me God, the holy Evangel, by my own Hand, and by God Himself.

¹ Calig. B. 10. Printed in Bishop Keith's History, p. 281.

THE OATH OF AN EARL that the said LORD DARNLEY made.

I SHALL be true and leel to my Sovereign Lady, Queen of Scotland, maintain and defend her Highness Body, Realm, Lieges and Laws, at the uttermost of my Power. So help me God, the holy Evangel, by my own Hand, and by God Himself.

At Stirling, the 15th day of May 1565, by our Sovereign the Queen's Majestie, MARIE, Heretrix of Scotland and Dowager of France, HENRY STUART, eldest son to Matthew Earl of Lenox, was created Lord, and made Knight, and gave his oath thereupon. 2dly, Was made Baron, Baronet, and nam'd Lord of Ardmanach, and Lord of our Sovereign Lady's Parliament. 3dly, The said Henry afore the Queen's Majestie, made the Oath of an Earl, and was Beltit Earl of Ross. And after were created by the said Henry, afore the Queen's Majestie, fourteen Knights, whose Names follow, and gave their Oath thereupon : Sir Robert Stuart of Straighton, Sir Robert Stuart of Largis, Sir Alexander Stuart of Dalswinton, Sir James Stuart of Doun, Sir William Murray of Tullibarden, Sir William Stuart of Hawick, Sir Patrick Houston of that Ilk, Sir John Maxwell of Nether-Pollock, Sir William Livingston of Kilsyth, Sir John Murray of Caldwell, Sir Robert Drummond of Carnoch, Sir James Hume of Fynlawis, Sir James Stirling of Kier, Sir William Ruthven of Baldenic.¹

243. PROCLAMATION before her marriage by MARY QUEEN OF SCOTS, to give the title of King to DARNLEY, 28th July 1565.

MARIE, be the grace of God Quene of Scottis, to our loutis, lyoun king of armes, and his brethir herauldis, and to our loutis, . . . messengeris, our shereffis in that part, conincle and scueralie, specialie constitute, greting : Forsamekle as we intend, at the plesour and will of God, to solemuizat and complete the band of matrimony in face of haly Kirk with the richt noble and illustir prince, Henry Duke of Albany, etc. ; in respect of the quhilk marriage, and during the tyme thairof, we will, ordane, and consentis that he be namyt and stilit King of this our kingdome, and that alloure letres to be direct efteroure said mareage sua to be completit be in the names of the said illustir prince, our future husband, and ws, as King and Quene of Scotland conincle : Oure will is heirfore, and we charge you straitlie and commandis that, incon-

¹ These names and titles are copied exactly. [Note by Bishop Keith.]

tainent thir our letres sene, ze pas to the mercat-croce of our burgh of Edinburgh and all vtheris places neidfull, and thair be oppin proclamatioun mak publicatioun and intumatioun heirof to all and siudrie our liegis and subditis as appertenis: And thairefter we ordane thir our letres to be registrat and insert iu the buikis of our counsal, *ad perpetuam rei memoriam*, quhairvnto thir presentis sall serue our clerk of Registre for a sufficient warrand, as ze will ansuer to ws thairupoun, deliuering thir our letres be yow dewlie execute and indorsate agane to the berair. Subscriuit with our hand and geviu vnder our signet at Halirudhous the xxviiij day of Julij, and of our regne the xxiiij yeir.¹

MARIE R.

244. WARRANT by QUEEN MARY and KING HENRY to the Justice-Clerk to keep in ward William Fentoun and others for an Assault on a Servant of the Laird of Innerquharity, 1565.²

REX ET REGINA.

JUSTICE Clerk, we greit you wele: Forsamekle as vpoun the xxv day of Julij last bipast, Williame Fentoun, sone to the auld lard of Ogill, and James Morguud, with thair complices, vmbesett the gait to Patrik Sym, seruand and pundlar to Johnne Ogiluy of Innerquharitie, and cruellie inuadit him for his slaughter, and hes lamyt and mutilat him of his richt hand, flor the quhilk the saidis personis war recentlie takin and apprehendit and deliuerit to yow, and put in ward within our Tolbuith of Edinburgh, quhair thai preseutlie remane: Thairfoir it is our will, and we command yow, that ye caus still retene and keip the saidis persouis in ward vnto the day appointit be yow for administratioun of justice, and than proceid and ministrat the same without delay or continewatioun, as ye will ansuer to ws thairupoun, nochtwithstanding ony our privatt letter or charge geviu or to be geviu iu the contrair for stopping and hindering of justice. Subscriuit with our handes at the day of and of our regnis the first and xxiiij yeirs, 1565.

MARIE R. HENRY R.

¹ Original proclamation in H.M. General Register House, Edinburgh. On the following day another proclamation was made after the marriage, ordering that Darnley should be styled King of Scotland, and that all letters

should run in name of the King and Queen conjunctly. Both proclamations are printed in Keith's History, pp. 306, 307.

² Original Warrant in the Charter-chest of Sir John Ogilvy, Baronet of Inverquharity.

245. COMMISSION by QUEEN MARY to ARCHIBALD FIFTH EARL OF ARGYLL, to be Lieutenant of Scotland. Dated at Hamilton, 13th May [15]68. [Being the day of the Battle of Langside.]

Apud Hamyltoun, xiii May auno, etc., lxxviii^o.

THE quhilk day the Queinis Majestie, with aulse of the lords of hir hienes counsale and nobilite, hes maid and constitut hir rycht traist cousing and counsalour, Archibald Erle of Ergyle, Lord Campbell and Lorne, Lieutenant to hir maiestie, and, vnder hir hienes, geves him power to treit and do in all things concerning hir hienes effarrs tuicheing defence of hir hienes persoun, gude reule, and ordour to be had within this hir realm and comon wele of the samyn and liegis therof, and to commoun with all hir vnnaturall and dissobedient subiettis for bryngyng of thaim to hir hienes obedience, and to gif thaim sik pardoun as he sall think expedient, and generally to do all thingis that hes bene gevin or grantit power to any lieutenant of this realm be hir hienes or hir predecessouris in ony tymes bipast, and scho sall extend this hir hienes commissioun in honorable, ample and sure forme, and geve it vnder hir grete sele, as be thir presentis gives him power sikelike as thir presentis had past hir grete selc in forme as efferis.

MARIE R.

246. REVOCATION by MARY QUEEN OF SCOTS of her Resignation of the Crown of Scotland in favour of her Son, 1568.¹

MARIE, be the grace of God vndoutit and richteous Queue heretrix of the Realme of Scotland, succeeding thairto of the immouabill iust lyue, being lauchfullie electit, crounit, investit, and inaugurat thairintill; and having the samin and hail inhabitantis and subiectis thair of vnder perfyte obedience of our royall sceptour, priucelie croun and sword, coutinewalie sen our lauchfull coronatioun to this lait monstrous and vnnaturall defectioun and revolt of our detestabill subiectis, be the space of xxv zeiris or thairby: To all and sindrie kingis, princes, duikis, dominatouris, and magistratis, our freindis, alyantis, or coufederatis, or quhome ather the law of God, or feir of lyik rebellious and vsurpation may move; and to all and sindrie our lauchfull and weill aduysit subiectis, quhais conscience ather directlie or vndirectlie arguis this vyle and detestabill fact, WE

¹ From a contemporary copy in the Charter-chest of the Earl of Haddington.

send greitting, and wissis prosperitie and helthe. Forsamekill as to our greit greif it is mair nor utour the proud presumptions, manifest rebelloun, tressouabill attemptis, vnnaturall defection, and cruell conspiracie, laitlie perpetrat aganes vs and our auctoritie royall, be thais quhome of our clemencie, ze rathir fulischues, sa oft not onlie pardonit thair mony and diuers tressonabill conspiraceis commitit aganes vs, bot also richlie rewardit and aduanceit to heich honouris and offices, na thing remembering the auld saying, that thay quhome in sic tressonabill inventiuous ar anes ruitit dois neuir conuales, bot rather be suffring and oursicht ar nurischit and interessit thairin ; quhilk we may testifie in our awin persoun ; for this intoxicat poysoun and schamefull tressoun come neuir to the fulnes and perfection in thir conspiratouris, quhill be our womanlie pitie and compassioun we had put in obliuion all thair bygane demerites, and sufferit thame to entir sa far in our credit, that by thair aduise thair was nothing done and performit be ws, swa that now the proverbe is trew,—Ouir greit familiaritie generis contemptioun : Zit quhat prince can be sa circumspect to eschew tressoun, gif his awin familiar counsallour seik menis to betray him ? or zit cau that persone conuales or be remedit of infirmitie, quhair the haille iutrellis ar intoxicat and contaminat with poysoun and vennum ? For thir detestabill traitouris, welteraris of commoun weilis, To wrrr, James Erle Mortoun, quhome we pardonit that haynous and odious cryme of tressoun commitit be him in murdering our servitour Davie vuder nycht, in our cabinet, and impresouing our royall persoun : James, callit Erle Morray, quhome we of aue spurious bastard (althocht nameit our brother) promovit fra ane religious monk to Erle and Lord, vsing all thingis be his aduise, and pardonit all his conspiraceis laitlie commitit be him of befoir, in vsurping our auctoritie, and displaying banneris aganes ws afoir our mariage, quhilk he him self had langtyme procurit to be done : Lord Robert, his brother, the authour of lezis, quhome we heichlie rewairdit : Johne Lord Erskyn, quhome we promovit to the Erle of Mar and gaif him our cheis iowell, to wit, our darrest sone, the Priuce, and Castell of Stirling, in keiping : Alexander Erle of Glenkarne, quhome we pardonit diuers crymes and offences of lese maiestie ; ze not onlie that, bot piteing his decay and indigence, advanceit with greit pensioues : Robert Lord Sempill, quhais lyfe we spairit, being in our handis for cruell slauchter of my Lord Sauquher, avansit with diuers giftis, and his sone Johne, fra ane page to Lordis estait : Patrik Lord Lindsay, quhome we sa mony tymes forgave and remitit : Alexander Lord Home, quhome we euir weill estemit and rewardit, nocht onlie with giftis bot placeit in greit offices : William Lord Ruthven, quhais father deceissit in exile for crymes of lese maiestie, we pardonit and enterit to his auld inheritauce and leving. As to Johne,

Erle of Athole, . . . Lord . . . , and vtheris of thair factioun, war ignorantlie seduceit to that errour, and repentit thame of thair shamefull and vnderuit defectioun. Bot suld we keip silence of the mischent vnworthie traitour, Williame Maitland, quhome, from ane simple vnworthie page, our darrest mother and we did nurische and bring vp to perfectioun, and thaireftir not onlie promovit to the office of Secretar, bot richlie rewardit him and all his freindis with benefites, giftis, and promositiounes : the ingrait traitour, Mr James Balfour, and Gilbert his brother, quhome fra slaverie and indigence we erectit to the estait of counsallour and clark of Register, and gave that mensworne ethnik the keeping of our cheif strenth and haill iouellis, the Castell of Edinburgh, and maid his brothir our maistir houshald : the cownt traitour, the Laird of Craigmiller, quhome we had in sic credit as our awin hairt, and nevir denyit his ressonabill sute : the dowbill flattering traytour Maistir Johne Hay, quhome we promoveit fra ane puir simple clerk to ane abot and pryour : the Bischope of Orkney, quhome we promovit thairto fra ane puir clerk : the hell houndis, bludy tyrantis, without saullis or feir of God, zung Cesfurd, Andro Ker of Faldounsyde, Drumlangrig, zunger and elder : the fibill tyrant Mynto : the schameles boutschour, George Dowglas, with ane greit number of godles traitouris, commoun murtheraris and throt cutteris, quhome na prince, ze not the barbarus ethnik, the Turk, for thir perpetrat murthouris culd pardoun or spair : and thay craftie, periureit foxis and oppin traitouris, quhais branes dois neur ceis fra tressonabill inventiones ; airis to Judas, sones of Sathane, and of the progenie of cruell Cayn ; Johnne Wischart of Pittarra, Maistiris Hendrie Balknawis, James M'Gill, James Haliburtoun, Robert Richesone, Johne Wod, and the rest of that pestiferous factioun, quhome fra mair indigence, shamefull slavery, and base estait, we promovit, and oft pardonit thair offences :—Is it possibill in ony kingdome to find sic ane number of vngrait, vnthankfull, and detestabill tyrantis and tressonabill traitouris, quhais lwnatick branes ar continewalie occupieit with this thair poyson ? Is nocht sic ane mas and chaos of confusit coniuratouris abill not onlie to subuert the estait of this small Kingdome, bot also ane haill impyre ? quha neur wantis curious heids to invent mischeif,—vnschamefast braside faces to avow lewis,—cruell, bludie boutschouris, and murthoureris, to put thair factis and devyis in practeis,—with mischevous ministers, quha will mene not onlie to blind and seduce the haill pepill with thair paintit sermones cullourit with helmes and hypocrisie, bot to delude God him self ; and syne ane number of dispairit pepill led in the mist to hasert baith saull and bodie in setting fordwart thair blasphemeis and inventiones. Bot thow, O Eternal God, quha knawis all menis cogita-

tiounes, quhome na man is abill to dissaue, how lang will thow suffir sic innormiteis ! Sie he suffir thir devyses lang, na dout bot he will spedilie remeid the samyn, by menis expectatiounis, swa we haif thankfull penitente hairts. Dois nocht the Almightie God behald, and the hail world may sie and judge, how thir cruell and tressonabill conspiratouris, having creddeit with ws and the hail reull of our court, specialie our bastard brother, Lord James, eftir our aryvall in our realme, fand meanis to purches at our handis all sic giftis as he and his adherantis desyrit,—as the Erledome of Murray—the auld possessioun of our richt traist coussing the last Erle of Huntlie ; quha nocht being content with that, be his meanis he reft the Erle his lyfe, being zoldit, beheidit his sone Johnne, forfealtit his hail hous and freindis, spuizeit thame and thair puir pepill, and besyid this, falslie steilling our handwrit, thocht to slay his eldest soue, now Erle, than in Dunbar ; thinking this way to place him self in the northe, and be that way, with tyme, to debilitat and bewraik the guid house of Hammiltoun, his father-in-law, as the samin bastard traitour practesit, indeid, agaues our darrest father adoptive, the guid Duik of Chestellarault ; keipiug freindschip simulat with him in the menetyne, thinking be mony contumelious wrangis, to bewraik the auld prince's hairt, in taking fra him our Castell of Dumbartane, his kyndlie hous, pertenyng to him in tak as maist worthie kepir thair of,—agaues our guidwill, as God knawis ; and how he caussit the Erle of Arrane, his eldest soue (for his guidwill schawin) be intreitit in his [], God beiris recorde, quhome he thocht to bereif his lyfe, athir be lang impresonyng, euill treatment, or poyson, quhilk he practesit indeid, as the zoung Erle zit feills ; and last of all, in bring- ing hame in contempt of our said darrest father the Duik, the Erle of Lennox, and perswaiding ws to marie his sone, of set purpose to eradicat that guid hous of Hammiltoun, the nixt hous to succed to ws and our crowne ; and perswaiding our darrest spous to apploy to ressoun towartis that hous, at our requiest, and vse his aduyse by his counsaill ; and he, miscontent that ony sould haif reull of ws and our court by him, how sone he revoltit and past in rebellious the world may [], seduceing our darrest father, the Duik, to this purpose. The simpill prince, knawing nathing bot cullour of religioun, sinisterlie, of meir simpliciteit, causit him to depairt in exile with the said tressonabill traitour in Ingland, quhome we, eftir iust informatioun, did pardoun and forgive ; quhilk being sene and vnderstand be this tyrane, than did he and his detestable factioun invent and ingyne our subuertioun, and how to debar the guid Duikis hous and bruik the crown, quhairat he hes lang schot him self ; and be thir meanis thay entirit in practesing vs and our darrest spous, iudgeit with

inordinat luiff. Their culd na bettir way be fundin nor to saw iolasie betuix ws, having thir craftie conspiratouris in our familiar Court, rasit his schamefull sclander, as our said darrest spous had defyleit our bed, and zeid about to depryse ws ; and be the contrair instigat and perswadit him in lyikwise, caussing him thairthrow put hand to the murthour of our said domesticall ; bot seing this fyre abill to quence and slokin, and amitie inces of new betuix vs, than thir tigris and venemus serpents did invent ane mair suir way, to wit, the execrabil and mair suir murthour of our said darrest spous, and, be thame selfis and thair adherantis, put the samin to executioun. Thay being the verray counsallouris, conspiratouris, and performers thair of in verie deid, as may be evident, thocht than nathing restit bot we to be revesit and mareit with sum of our nobilitie quhome thay nicht burdene thairwith, as that our mariage succeeding wer the caus of the murthour. Thay thairfoir assistit to James Erle Bothwell to our reveissing, and instigat him ambitiouslie alsua thairto, he being of thair factioun, and conjurit with thame in the murthour, as may appeir indeid be thair reconsiliatioun and familiaritie of this haynus fact ; for he, having court, was thair consiliatour and purchesser of thair remissiones, deidlie feid and inamitie being, in all tymes preceding, betuix him and thame. And the mater being cumin to this maturitie, restit nocht bot to tak ws vnprovydit, and ather to slay and impresoun ws in thair handis, as thay did indeid ; and we being incarcerat, vuhabill to ansuer for our self, or ellis dispaschit be deid, to reull the kingdome at thair pleasur ; and burd[en]ing him and ws, in our absens, with that schamefull murthour, quhilk nicht be eisilie persavit, nane being to ressou in the contrair, or knowing the maner of the murthour bot thame selfis, the verie authoris and doaris thair of ; and with tyme to mak ws odious to our subiectis and pepill, and than bereif our lyfe, and thaireftir tailzie the croun to thame selfis, quhome of the bastard traitour suld be the first. Quhilk being performit, and, be thair pretendit, vsurpit auctoritie, our traist freindis and subiectis deposit, foirfaltit, slane, and put asyde, restit na thing bot to schaw the lyik to our deir sone, the Prince, as thay had done to ws, his moder ; and to bereif him in his infancie be poyssoun his tendir lyfe, and than to invest him in our croun, and swa regne as king and souerane. For how can that beistlie traitour beir bettir guidwill to the Prince, our sone, nor he hes done to ws, his darrest sister (as he callis) ? Bot the same God, quhilk, eftir thir curious heidis and devyisis to distroy and subvert the nobill hous of Hammiltoun and Huntlie, did preserve thame, and that did delyuer ws furth of strang presoun, furthe of the tyrantis handis, quhilk we dout not will mak his schamefull and execrabil factis

pateut to the haill warld, and iustlie puneiss that monstuous soirt to thair ignominie and desolatioun, distributioun, and eradication of thame and thair posteritie, as thay haif iustlie deseruit. For quhat frie pepill or natioun, having manlie currage, or quhat reformat commoun weill, is abill to leif vnder sic ane grevous zok and unrichteous regement as thir bludie traytouris and tyrennis menis to vindicat and vsurpe one thame? Was eur ouy civil pepill willinglie governit be ane bastard gottin in schamefull adulterie? May guid men leif vnder the servituid of murtheraris, traytouris, throtcuttaris, quha uow hes cheif reull and auctoritie? May trew hartis conteue in sic manifest tressoun, vnpunischit? Thair abhominatiounis and furious factis done in this thair schort confusit regement, declaris thair inwart infirmite. Had nocht our subiectis had greit occatioun to haif vrgit our regement and auctoritie, and cassin of our zok, gif we haid suppressit thame and thair libertie as thay have done in this thair lait vsurpation; or gif we had distroyit the haill policeis spirituall and temporall of our realme, for schamefull lucre and gane; gif we had raisit fra the ground our Castellis of Dumbar, Inchkeith; gif we furiously had blawin vp our subiectis castellis, housis, and polieeis in our rage, as Kenmuir, Skirling, and vther siclyk; gif we had vseit sic cruell slauchtir and executioun but mercie in our offeudit subiectis, as thay have done of lait; gif we had in sa schort space taxat our burrowis and burdenit our subiectis with intestine weir, in rasing armeis; gif we had depopulat, spuilzeit, and westit patrimony, cuntreis, and puir leges; gif we had haldin sic cruell justice airis, pulling the puir; gif we had sufferit sa many incursiones, forayis, herschipis, and spulzeis to be takin of our commones be cheifis and bordoureris, without remeid or redres; and sa many wrangus slauchteris, murthouris, and opin oppressiones vnpunischit? Now sie and behold, and the ancient lawis and practick of our realme inviolat, vrestit and brokin, ze maist vniustlie we sie iudeid. Zit sen God of his mercy hes preseruit vs, we think our bund dewtie is to provyid remeid aganes the saidis conspiratouris and tressonabill vsurperis, that our puir pepill may be exouorat of thair zock in our absens furthe of our realme; or incace of our deceis, our zoung sone, the Prince, in his minoritie, our realme may be richteouslie governit; and incace of his deceis (as God forbid), that the richteous lyne may succed, and our faythfull subiectis oppressit may be comfortit and redressit to thair wrangis, and the saidis conspiratouris realie punischit in example of vtheris, according to thair maist iust deservings. WE THAIRFOIR, being at libertie, eftir our lauchfull and perfyte age of xxv zeiris, in presens of the nobill and michtie lords, barrones, and vtheris of Secreit Counsaill and nobilitie vnder subscryvand, v-

compellit, coactit, or circumvenit in ony wise, be the tennour heiroy, specialie revoikis, casis, and annullis, retreitits, decernis, and declairis to be in all tymes bygane and to cum, of nane avail, strenthe, force, nor effect, with all that hes followit or may follow thairvpoun, the pretendit commissiounes allegeit gevin and grantit be ws, of quahatsum-euir dait or daittis, for demissioun and ovingeving of our eroun royall, regiall sceptour, and our princelie power ; with all honouris, preheminenes, and priuiledges thairof, in favouris of our said darrest sone the Prince of our realme ; and constitutioun and nominatioun maid and gevin be ws, makand the said bastard traitour, callit Erle of Murray, regent to our said darrest sone, as pretendit king, his realme, and leges, for the space of sevintene zeiris ; be ressoun the samin commissiounes—gif any sic war indeid—war maid and gevin be ws, being ane woman in strait presoun within the Loche of Loch-levin, quhair we war keipit be the saidis conspiratouris lang of befor ; and swa the iust feir and dreddour quhilk nicht fall in ane constant persoun, being amangis these dispairit bludie tyrantis handis daylie, and bosting to bereif ws our lyfe, quhilk ather of the saidis causis is nullitie in the self, ze in verie commoun causis, how mekill mair in this wechtie caus of regall power and auctoritie royall :—Lyikas we diuers tymes of befor, sen our releif, hes revokit the samin ; ze appreit our compulsioun in ward be diuers witness thair present, opinlie afoir our secreit counsall at Hammilton, the . . . day of Maij last bipast. Attour, we, with expres consent, deliberat auise, frie voce of the thrie Estaitis and cheif nobilitie of our realme, that is to say, Bischopis, Erlis, Abotis, Commendatouris, Pryouris, Lordis, Barrones, Provestis, Bailzeis, Auldermenn, and Commissioneris of our burrowis, vnder subseryvand, quhilk we will to have the full strenthe, force, and effect in all tyme cuming of ane decreit, sensiamment, and act of ane lauchfull and frie parliament, [quhilk] can not be had, vncompellit, coactit, or circumvenit in ony wise : bot having speciall regarde to the prosperitie and preseruatioun of the commoun weill of our realme, our darrest sone the Prince, and lauchfull subiectis, and executioun of iust[c]e and lauchfull auctoritie be sic as maist iustlie be the law of God and man suld ioyse the samyn, be thir presentis makis, constitutes, creatis, nominatis, and confermis our said darrest father adoptive, James Duik of Chestellarault, Erle of Arane, Lord Hammiltoun, and his airis quahatsumeuir, the vniuersall and onlie protectouris, regentis, reullaris, and governouris of our realme of Scotland, haill boundis and domineones thairof, and our leges of the samin, and onlie lauchfull tutour and governour of our said darrest [sone], the Prince of our realme ; and failzeing of him (as God forbid), ony vther our barnes, lauchfull princes of our realme, duiring all thair minoritie, and ay and quhill

thay be of the age of . . . zeiris compleit ; and the said regement and government to begyn at the day and dait of thir presentis, and to indur and to be peciabile bruikit, ioyisit, vsit, and possesit be him and thame duiring all the tyme of our absence furthe of our realme in forin cuntreis, and quhill we retorne in the samin ; and als oft as we and our successouris happynis to be furthe of the samyn in forin cuntreis, and immediatlie eftir quhen it sall pleis God to call ws or thame furthe of this fatall lyfe, ay and quhill our said darrest sone, the prince or princes of our realme for the tyme, be of the age forsaid compleit, and swa furthe thaireftir, to be governouris, regentis, protectouris, and tutouris of the princes and richteous airis of this our realme duiring thair mynoritie and les age, and quhill thay be of tha zeiris forsaidis compleit ; and lykewise duiring the absens of the richteous princes thairof, for the tyme of the samin in forin cuntreis : With all and sindrie erelomes, lordschipis, and domineones, barrownes, prelacis, burghes, citeis, castellis, fortalice, wairdis, relevijs, nonentress, casnaliteis, properteis, preuileges, preheminenes, honouris, digniteis, and vtheris pertinentis quhatsumeuir pertenying to our crown royall and regall power. Gevand, grantand, assignand and disponand the samin fra vs and princes of our realme, present and being for the tyme, to our said darrest father, protectour, regent, and governour of our realme, prince, and lieges, in maner forsaid ; with power to our said protectour, regent, and governour of our realme, prince, and lieges, to set secreit counsale and sessioun, mak acts and statutes, continuationis and desolutions of parliament, leid forfaltour, stryk and caus be strickin our cunzie, ather of gold or siluer, leid or bris money, les or mair, in quhat sort he sall think expedient ; punische traytouris, transgressouris, and malefactouris to the deid or vtherwise ; gif remissiones of all crymes, alsweill of lese maiestie or vtherwise, dispone escheittis, forfalt landis, prelacis, benefices, greit and small, wardis, relevijs, nonentress ; mak and constitute levetennents, iustices, wardaues, and vtheris offices neidfull ; and generalie to vse, exerse, and frequent, with all and sindrie vtheris thingis that we may in ony tyme bygane, or ony vther of our predicessouris micht, haif done, or that ony vther protectour, governour, or regent of our realme mycht have done, or vsit to do, in thair offices forsaid, and neur to revoke the samyn or call thame in questioun, bot to ratifie, avow, and apreue the samin quhen thay salbe requyrit. And also we, eftir our lauchfull and perfyte age forsaid, with expres consent and special aduyse, with frie voce of the thrie Estaitis of our realme, and nobilitie vndersubscrivand, in place of ane decret and declaratioun of our parliament, be thir presentis declairis, decernis, and ordanes the said nobill prince, our father

adoptiue, James Duik of Chestellarault, his aires and successouris of the hous of Hammiltoun, immediat, narrest, and onlie lauchfull successouris and airis to our royal croun and kingdome of our realme of Scotland failzeing of ws and our said darrest sone, the Prince, and lauchfull airis of our bodeis to be gottin, notwithstanding quhatsumeuir lawis cannoun, civil, or municipall, and vtheris objectiones and alegeances can be proponit in the contrair : Auent the quhilk, we, with aduyse forsaide, dispensis for euir be thir presentis ; and alsua ratefeis, approues, and confermis acts of parliament, gif ony be, maid thairanent in our minoritie ; lyk as alsua we be the tennour heiroyf, with aduyse forsaide, for the mair abundance, and in cace of our deceis and our said darrest sone, the Prince, without lauchfull aires to be gottin or procreat of our bodeis (as God forbid), alienatis and transferis our regall power, croun, sceptour, and auctoritie royall of our said kingdome of Scotland, to our said darrest father his hous of Hammiltoun, thair aires and successouris perpetuale in all tyme cuming : *SURROGATING*, investing, inaugurating, and possessing thame, than as now and now as than, thairintill, incace forsaide, with full kingle power and auctoritie royall ; astringing vs in the word of ane prince, and be the honour of our croun, neur to mak dirogatioun in the premisis, in iugement or outwith, or to cum in the contrair heiroyf, directlie or indirectlie, or to alienat our said croun, kingdome, or ony part thairof to vtheris ; swa that our darrest father, James Duik of Chestellarault, his aires and successouris, richteous and iust aires of lyne, incace of failzie forsaide, may iustlie succed to inherit the said kingdome, bruik and ioyse the honouris, digniteis, and preheminenes pertening thairto. *AND* the saidis thrie Estaitis of our realme and nobilitie vndersubscryvand, of thair awin accordis and frie motiues, for coroboratioun of the premisis, hes sworne and be thair grit aithes, the holie Evangelist twichit, obleist thame in maist suir forme, that they and thair successouris sall in all tymes cuming faithfullie, leillie, and trewlie, as becumis trew and faithfull subiectis, obey and gif thair allegeance and detfull obedience to ws and our said darrest sone, the Prince, and aires of our bodeis to be gottin ; quhilks failzeing, our said darrest father, the Duikis Grace, his aires and successouris, as regentis, governouris, protectouris of our realme for the tyme, tutouris to the princes thairof, secund persones of realme ; and failzeing of ws and our said darrest sone and airis of our bodeis to be gottin, and thair lauchfull vndoutit and richteous kingis of this our realme ; and promiseis faythfullie vpoun thair aithes, as said is, that in all nixt lauchfull parliamentis to be assemblit be ws and our said governour, that thay and ilkane of thame and thair airis sall frelie, be thair writtis in parliament and libirall consents,

ratifie, appreve, and conferme all premisis, and consent to the uew deceruing, decreitting, and deliuering according thairto ; and siclyk that they and ilkane of thame, and thair airis and successouris, with thair hail forces, kyn, freindis, alyantis, assisteris, partakeris, teunentis, and servandis sall, in all tyme cuming, be way of deid or vtherwise, reddilie ryse, couveue, gadder, and assembl, and forwart to ws and our said governour, his airis and successouris, in setting forward our auctoritie and persecutioun and troubling of the saidis tressonabill traitouris, in spending of thair lyves, bludiebodyis, landis, heritages, guidis or geir, but excuse or delay ; nor sall neur opinlie nor secreitlie, cum in our or his contrair, or incontrair the premisis. And we, for recompence thairof, be the tennour heirof promittis faythfully be the word of ane prince and the estimatioun of our croun royall, and in name of our darrest father and governour, for ws and our successouris, that we princelie and honorable sall reverend our said thrie Estaittis aud nobilitie, our faithfull and trew subiectis, in landis, giftis, and guidis, according to thair estaitis and guid deservings, quhen the tyme sall serve. REQUIRING thairfor maist humble and effecteouslie all our freindis, confideratis, alyantis, kingis, princes, duikis, dominatouris, and magistratis of foriu cuntreis, having regaird to ilkaue of zour honorabill estaitis and degreis, that ze and ilkane of zow eftir zour power, with zour forces, hail strenthis and furnissingis, help and supplie vs and our darrest father and goveruour in recovering of our iust auctoritie and realme furth of the haudis of the said vsurperis thairof, couspiratouris, tressonabill traytouris, welteraris of commoun weillis, and restoring of vs to the peciabil frwtiounne thairof, in chasteissing and punisching of our saidis vsurperis and conspiratouris for thair attemptis and demerites, as ze and ilkane of zow ar bundin of zour dewteis, be the lawis devyne and humane, and ze wald our freindis, alyantis, confideratis, suld help and supplie zow in semplabill rebelliones, gif ony suld happyn, (as God forbid,) and in zour iust petitionis. CHARGEING and commanding alswa all ye our faithfull lieges and subiectis, that ze and ilkane of zour reddilie ryse, adjoyue zour forces, put to zour haudis, fortife, and supplie ws and our said goveruouris in stablisching of our auctoritie aud punisching of the saidis conspiratouris and vsurperis according to thair demerites and attemptis, conforme to the proclamatioun to be maid to that effect : Charging all sic alswa be perswatioun, fals narratioun, ignorance or . . . hes bene participant and taking part with the saidis traytouris and vsurparis in thair tressonabill proceedingis in tymes bygaue, that they and ilkane of thame returne to our obedience, and cum to our said governour and levetennent and declair thair defection

and resauē pardoun and forgevenes for thair bygane offences, quhilk we promit vpoun ane princelie word salbe grantit to thame ; and thair to gif thair new aithes till vs and our said governour and auctoritie, and resave forder ordour as salbe adjoynit and appointit for seruitiouū of thame in thair detfull obedience in tyme cuning, within xlviii houris eftir the cuning heirof to thair knowlege, under all hiest paine of tressoun and lese maiestie, and neuir to obtene pardoun, bot to be persecutit with fyre and sword, with the remanent principall conspiratouris : Ordaning our heraldis, maseris, pourcevantis, messengeris and officouris, to pas to the mercat croces of our burrowis of our realme, and vther publict places as they sall be requirit, and thair, be opin proclamatioun and sound of trumpet, to mak publicatioun heirof, as they will anser to ws and our said governour, and vnder the pane of tinsell of thair offices. Subscryvit with our hand, and the handis of our thrie Estaittis and nobilitie of our realme, and vnder our seillis and signet, at . . . the . . . day of . . . the zeir of God jm.v^o threscoir aucht zeirs.

[Indorsed in the handwriting of Thomas first Earl of Haddington as follows :]

“The Quenis Renocatioun and Commissioun of Lieuteuandrie to the Duke of Chatellerault, 1568.”

247. MATTHEW EARL OF LENNOX, Regent, to LADY MARGARET, his Countess,
16th September 1570.¹

MY GOOD MEG,—

I HAVE considered the letters broght vnto me by this berair, Williame Stewart, as weill from yourself as from the Court, with suche other thingis as be reported by mouth. And in respect of the estate of matters, baith in that realme and here in this cuntrie, I have thought meitt to returne him agayne with speid vnto you, with suche informacioun as for the present is meitt to be seut, whill as I maie have the commoditie to send a messinger instructed sufficientlie in all behaffis, to deale aswell with the Queens Majestie as with my Lordes of the Counsell in the same matters and such others as shall occur. And vnto that tyme yow must susteane a part of my burding to vse the place of a sollicitar and agent, as well in delyuering of my lettres to her Majestie and to my Lordes, according to the directionis, as also in declaratioun of suche thingis as ar conteyned in the memoir and notes heirwith enclosed, quhilk behuved to be written apart, being so long, as I could not on the suddane wrait the whole, neyther zet this lettre, with myne owne hand ; and I cannot well commit the handilling of those uatters, being of

¹ State Papers, Domestic, Scotland, Elizabeth. Vol. xix. No. 33.

suche weght, to any vther then yourself, neyther am I assured yf vther messingeris shuld be so weell lyked of, nor yf the personnaiges with whome zow have to deale wold be so playn and frank with others as they wilbe with zow ; and so thocht not mete to commit theym to this berair (althoghe I could weell truist him), he being so young of yearis. I haue also sent vnto zow heirwith two lettres, written in chiffre be Lethingtoun, and apprehendit with Johne Moone, whiche yow shall deliuer to Mr. Secretary, for perauentar he may find the moyen to dischiffre theym ; and yf they be deschifferit, that zow require I be maid pryvie to theeffect of theym. And so I commit zow to God's holy tuition. At Edinburgh, the xvj of September 1570.

*Your most
most loving husband
Rogons*

248. MARGARET COUNTESS OF LENNOX to MARY QUEEN OF SCOTS,
11th November [no year].¹

Yt may please your Maiesti I have reseed your tokyn and mynde both by your letter and otherwayse, moch to my comfort, spesyally parseveng what zelouse naturall care your Maiesti hath of owr swete and peerles juell, in Scotlaund, not letyll to my content. I have byn no les ferfull than carfull as your Maiesti of hyme, that the wyked governor shold not have powre to dow yll to hes parsones, whom God preserv from hes enemys. No tyme is neglected, but presently, apou the reseyt of your Maiestis, the court beyng far of, I sent owr trusty, who hath done so moch as yf my selfe had byne ther, both to vnderstand the state present, and for prevencyon of evyll to cum. He hath delt with sych as both may and wyll have regard for owr juells preservasyon, and wyll vse a brydell to the wyked when nede requers. I besych your Maiesti fere not, but trust in God that all ther shalbe well. The treachery of your traitour ys known better then befoore.

¹ State Papers, Mary Queen of Scots. Vol. x. No. 71.

I shall allwayse play my pairt to your Maiestis content, wylling God, so as may teud to bothe our comforts, and now mwst yeld your Maiesti my most humble thanks for your good remembrenc and bownty to our letyll dowghter hyre, who sum day may sarve your highnes. Allmyghty God grant and to your Maiesti long and happy lyffe. Hakney, thys xjth of November.

Your Maiestis most humble and loveyng mothere and awnt,
M. L.

[The following is in the handwriting of the daughter.]

I most humbly thanke your Maiestie that it pleased your highnes to remember me your pore seruand, both with a token and in my Lady Grace's leter, whych is not litell to my coumfort. I can but wysch and pray God for your Maiestis long and hapy estate tyl tyme I may do your Maiestie better seruiss, whych I think long to do, and shall allways be as redy therto as any seruand your Maiestie hath, accordyng as by duty I am bound. I besech your hines parden thes rude lines, and accept the good hart of the wryter, who loues and honers your Maiestie vnfaynedly.

Your Maiestis most humbl and lowly seruand during life, E. LENNOX.

Indorsed : The Cowntesse of Lennox to the Q. of Scottes.

249. QUEEN ELIZABETH to [JOHN EARL OF MAR, Regent of Scotland], as to the intrigues against her by MARY QUEEN OF SCOTS, and in reference to MARGARET COUNTESS OF LENNOX, 2d October 1571.¹

RIGHT trusty and right welbeloued cousin, we greete you weill. Where, by your lettres sent to vs by William Steward and presented to vs by him and James Cunningham, you haue signified to vs the reasonable cause of your forbearing to write any sooner after the death of our cousin the Earle of Lennox, late Regent there, whose soule God haue in his keeping ; we haue very well allowed of your excuse for the delaye ; and seing it pleased God to call our said cousin to his mercy, we are right glad that the choice hath bene so good for the weale of that realm and preseruacion of our deerest cousin the King, as to name you to the place of Regent, for that surely we think noue coulde haue bene namy'd in that realm, more plausible to that nation, nor more meeter for the charge ; althoughe we know well your selfe of good wisdom wolde haue forboru it. And as to such thingis as by James Cunningham haue been mouid to vs, and by our Marshall of Berwick, Sir William Drury, also reported to vs from you, we haue had consideration therof ;

¹ Original Letter in the Mar Charter-chest at Alloa. Address wanting.

and although before this tyme we had an earnest desire that the King there shulde be preseruid, howsoever matters might haue bene accorded by treaty for the Queene his mother, yet now we haue very lately, by Goddes goodnes, discouered suche pernicious practises of the said Queene against vs, our person and state, as we are necessarily occasionid and so fully, by aduice of our counsell, resoluid not to deale any furdre by treatie or otherwyse in her fauour to haue any rule by our meanes to the preiudice of her sonnes estate, assuring ourselves that Almighty God (by whose only goodnes, as it weare miraculously, we haue discovered these late dangers) will contynue his fauour towards vs and staye heir furdre proceedings that tended to the subuersion of Christian Religion professed in our realmes, and to the setting on fire both the realmes with warres by bringing into the same of powers of strangers. And therefore, howsoever we weare before this tyme disposed to haue treated for her, being, as we now see, therein abused by her and her ministers, you may be assured that therein we meane not to giue you cause to doubt of our intention to the trouble of that estate, and for furdre dealing in your fauours to help you to an vniuersall quyetnes by a generall obedience to the King. According as we vnderstand that all the three estatis of that realm (a few only excepted) haue now in the last parlement accorded, we meane that you shall be made Prince therof, presently from our said Marshall of Barwik, and, as soone after as may be, by our cousin the Lord of Hursden, our gouernour there, who is appointed presently to repaire thither, and shall haue powre to create and conclude with you and the rest of the nobilitie of suche thingis as may tend to the common repose of both the realmes. And where this bearer, Mr. Cunningham, hath abydden long heere since the receipte of your lettres, we require you not to impute the same to him, but to the occasions that we haue had to be occupied in other maters with our Counsell, as we coule not sooner expedite him with our lettres.

Your lovinge frende,

ELIZABETH R.

Postscriptum.—Although we doubt not but you will haue good regarde to all suche causes as may concerne the state of our deere cousin, the Lady Margaret, late wyfe to the Erle of Lennox, as well for her own particuler interestis, as for the benefitt and aduancement of the house of Lennox, yet we can not but, both for the naturall affection we beare to her, and our good will to the house of Lennox, and contynuance of the same, most hartely require you to shew to all suche as shall sollicite her causes there, both for her selfe and for the weale of the house, suche fauorable hearing of them and suche expedition in the effectuall aunswearing therof to their contentation, as we may therby perceave that recomendacion hath in some parte pleased her. And furdre-

more, we think it very reasonable to keepe you in good remembrance that all suche as haue alredy bene found parties and accessaries to the death of our said cousin of Lennox, the late Regent, or that heerafter shall be founde any wise participant therof, being not already executed, may be with all seueritie punished to the example and terrour of any suche like mischefe to be deuysed and attempted. And in this behalfe we trust the rest of the nobilitie joynid with you in the obedience of the King, will joyne with you as in honour and justice they ought to doo. Geven vnder our signet at our Mannour of Richmond, the second of October 1571, the eighteenth yeere of our raigne.

250. QUEEN ELIZABETH to JOHN EARL OF MAR, Regent, about MARGARET
COUNTESS OF LENNOX. November 1571.¹

RIGHT welbelouid cousin, we greete you well. Like as by your owne lettres we perceave your good inclination to further with your good fauour all the causes of our right deere cousin, the Lady Margaret Countesse of Lennox, so we well vnderstand by her selfe that she esteemith the same fauour to be the more amply and effectually offred to her for our sake; and for that purpose we haue thought it very convenient both to giue you our most hartie thanks, and to require you to contynue your good will, not only in generalitie as her causes shall require, but also, according to the particuler affection whiche commendably she bearith towardis her late husbandis kynne and familie, that you will shew fauour to the Bisshopp of Cathnes, brother to the sayd Erle her husband, that he may enioye still the priory of Saint Andros, which was bestowed vpon him in recompence of an other benefice that he left for that purpose; and lykewise that the intention of the late Regent might be fullfylled, in the bestowing of the Bysshoprike of Glasguoo towardis the redemption of the landis of the Erldom of Lennox, which were morgaged by the said Erle by occasion of his seruice in that realm. In both which particuler suites we perceaue our said cousin, the Lady Margaret, hath earnest desyre to haue you to shew as much fauour as you can. And in so dooing we shall accepte the same as benefyttis yelded to vs, which we will not forgett to acquite. Gyven vnder our signet at our mannor of Grynwich, the . . . daye of November 1571, the fourteenth yeere of our raigne.

Your verye louing frende,

ELIZABETH R.

To our right trusty and right welbelouid cousin the Regent of Scotland.

¹ Original Letter in the Mar Charter-chest at Alloa.

251. MARGARET COUNTESS OF LENNOX to the REGENT MAR. 4th October 1571.¹

My very good Lord, thowghe perverse fortune hathe byn suche in that realme towards me that there I have lost my chefest comfortis, havinge cawse suffieient thereby that the remembraunce of the countrie shulde be grevowse vnto me, yet the naturall love which I have to the yonge Kinge, which also your Lordships frendly dealiugis allwayes and last letter, of which I am enformed, thoughe I sawe it not, hathe made me yelde to the perswadementis of soume abowte me to wryght at this tyme, and wheare your Lordship hathe now the government, which is soume comfort to me, for thereby I yet hope of the Kingis preservacyon, you shalbe assured that what I maye doo in the advauncement of his accyons, I shale not leave any thinge of my power vnplyed theretoo, I trust soumwhat fordered the cawse ; and wheare your Lordship dothe so frendly offer to advaunce the howse agayne to the auneynt estate, when soever I shale here the same to be done it shalbe muche to my comfort, but the order how and what waye I refer to your Lordship, who I trust wyll remember the same for his sake that is goue, as also to revenge his cruell end, as I have and shale procure the same in thes partis ; and where there is soume money owinge aswell to servauntis as to other poore men, that the same may be discharged, the rather in respect that all he had was willingly consumed in the Kingis service. And for suche gentellmeu and others that served him, whome he ment to recompence and had no tyme, I commeud them to your Lordship to be good vnto them as you maye, and in especyall, the berer hereof, who hathe well deserved ; and for any that hathe otherwayse, which maye be better knowne to you then to me, vse your discrecyon, as in all thingis elles I refer to your wisdom : And so comitis your Lordship and your proceedingis to the proteccyon of the Allmighty. From my house at Hackney, this 4th of October 1571.

Your Lordships assured loviuge frend,

MARGARET LENNOX.

To the right honourable the Erlle of Marr, Lord Regent of Scotland, my very good Lord.

252. MARGARET COUNTESS OF LENNOX to the REGENT MAR, 15th October 1571.²

My very good Lord, wheare as I am iuforned that there was serteyn fawleons in the

¹ Original Letter in the Mar Charter-chest at Alloa.

² *Ibid.*

kepinge of the fawlcouers which was ment to have byn sent hether, and beinge also let to vnderstand that the Lord Semple hathe of them ane pryncypall cast, which he shulde take from Watty Falcouer, and beinge earnestly desyred by a speycall good freud of myne for them, or the lyke cast as good, thes ar to beseche your Lordshipe to be a meane that I may have the sayd cast of falcous sent to Barwike, withe convenyent spede, wheare there taryethe a man frome me to receave them at theyre comnyng, or elles an aunswer otherwayes; but the hawkis at this tyme shale so mucche pleasure me for my frend, as your Lordship shalbe assured to have the same gratyfyed any waye that in me may lye, as knowethe the Almighty, to whose proteccion I comyt your Lordship. This 15th of October 1571.

Your Lordships assured lovinge frend,

MARGARET LENNOX.

To my very good Lord the Erle of Mar, Lord Regeut of Scotland, with spede.

253. INSTRUCTIONS by KING JAMES THE SIXTH anent the EDUCATION and MAINTENANCE of LUDOVICK second DUKE OF LENNOX.—1st December 1583.¹

At Halyrudhous, the first day of December, the zeir of God 1^m v^c lxxxiii zeirs. THE Kingis maiestie, being cairfull of the vertuus nurture and honorable educatioun of his deir cousing Lewis Duke of Leunox, disyrous to haue him remaning in his hienes awin house and company, hes appointit him to be placit and sett at the end of his awin table, and to be seruit furth of his awin kitchene and fra his copburd, and to haue disioum and collatioun in his hienes house, according to his maiesties ordinance and directioun gevin to his maistir of housald thairvpoun.

For attending and serving of the said Duke of Lennox, his maiestie hes appointit to him the servandis vuder writtin. Thay ar to say, Mr Gilbert Moncreiff his preceptuor, to haue the charge of his instructioun in lettres and guid maneris, and care of his dyete, to ly in his chalmer quhen the said Mr Gilbert sall think mete, and to

¹ From the Original in the Charter-chest of the Honourable Mrs. Erskine Murray of Aberdeen.

direct his remanent servandis in sic thingis as becuminis thame to do of dewtie, and in caiss of ony contraversie to report the samyn to Williame, commendator of Pettin-veme, capitane of his hienes gaurd, or to Walter, pryour of Blantyre, keiper of his previe seill, quhome his hienes commandis to putt ordour thairto.

Johne Cavallione, his gentillman servand, to attend vpoun and syne him at his tabill, and to instruct him in his bodilie exerceses and pastymes, quhen the said Mr Gilbert sall find the tyme convenient thairfore, to ly nichtlie in the Dowkis chalmer, and to haue the ressaung and debursing of his money appointit for small expenss, vpoun compt to be maid thairfo to the said Erll of Marche, tutour foirsaid, and his assassouris.

Walter Kerr, maistir of his stabill ; Mr Johne Gartlie, steward of his hous ; Niniane Stewart ; William Jamesoun, his tailzeour ; Baxter, his allacy and porter ; strange paige ; boy to the maistir of stabill.

Thir sernandis appointit to attend vpoun the said Duke of Lennox to haue in allowance for thair fee and vages zeirlie the sommes particularlie following, to be payit to thame monethlie or quartirle, in sic placis and be sic personis as the Erll of Marche, tutour foirsaid, sall direct and appoint, with awyse of his assassouris nominat be his maiestie. Thay ar to say, my Lord of Newbottill, William commendator of Pettin-veme, capitane of his hienes gaird, previe seill, aduocate, clerk of Register, the Laird of Mynto, and William Stewart of Cabeisoun, capitane of the Castell of Dunbertane, or any thrie of thame, with the said Erll of Marche, viz. :—

To the said Mr Gilbert Moncreiff, the males of the corne mylnis of Dalkeyth, twa hundreth poundis ; to Johne Cavallion twa hundreth poundis ; to Walter Kerr twa hundreth li. ; to Mr Johne Gartlie twa hundreth lib. ; to William Jamesoun twa hundreth merkis ; to Baxter, allacay and porter, ane hundreth lib. ; the maistir of stabillis boy x. lib. ; the paige to haue only claythis ; Niniane Stewart to hane his hundreth of pensioun payit furth of the bischoprik of Glasgw be the chalmerlane, and to attend as he salbe requirit.

His maiestie allowis of the ordour tane of the Erll of Marche, tutour foirsaid, with awyse of his assassouris toward the hering of the comptis of Glasgw, Abirbrothok, and Dalkeyth, at Edinburcht the tent day of Januar nix to cum, in respect of the present unreddines of the chalmerlanis and of the informalitie of that quhilk thai haue gevin in ; as alsua allowis of the Commissioun gevin be the said tutour for sichting and considerationn of the saidis comptis to the saidis assassouris, or ony thrie of thame, his hienes aduocate being ane ; as alsua of the comptis of Jame Allane in Dalkeyth,

and of the movablis heing in the haudis of certane merchandis of Edinburcht. The same comptis alwayis to be allowed and prefited be the said Erll of Marche himself.

Lykwyse, his Maiestie allowis of the ordour takin with the saidis chalmerlanis aneut the furnissing be thame of the soume of ane thowsand ane hundreth poundis at the xv day of Decemher instant, to be delyuerit be thame to his hienes aduocate, and his acquittance to be sufficient warrand to thame to that effect off the first and reddiest thairof ; ordanis the said aduocate to pay the expensis of the said Dowkis tabill and vtheris necessar thingis, fra his arrivall quhill his entre to his Maiesties awin tabill, eftir the same compt of the expensis be sene and cousiderit be ony thrie of the saidis assassouris (the said aduocate being ane), and with the remanent to pay and outrid the expensis of the said Dukis clothing and small ordinar expensis, and the vaigis of his servandis, quhill farder ordour be tane thairanent.

Attoure, his Maiestie is content and promisis that, frome this furth, his hienes will remitt the said Dukis effairis to the ordour of his tutour and personis foirsaidis ordanit to assist him, and will hald bak his haud from granting or subservyng ony thing contrarious to the said ordour, and willis that all thing done to the preiudice of the said Duke be annullit. His Maiestie remittis the ordour to be takin anent the evidentis of the said Dukry of Lennox, quhill the nixt returung of the said Erll of Marche to his Maiestie.

His Maiestie allowis that Mr Johnne Scherp and Mr Johnne Russell salbe aduocatis to his said cousing the Duke of Lennox, and Henrie Wardlaw, Writar to the Signet, to be writar to him in all his effairis, and solistar in all his causis of the law in Edinburcht ; and to haue thairfore zeirlie, the said Mr Johnne Scherp threttie poundis, the said Mr Johnne Russell twenty poundis, and the said Henrie Wardlaw fyftie poundis, to be payit to thame be the said Erll of Marche and his assassouris.

Further, that Racquet the barbour be certefiit that he may depairt, and that xx crounis be gevin to him to direct that my Lordis horsis may be synit with his awin corne, stray, and hay, na allowance for vther boyes or horsis, hot horsis to be feit in tyme of remoung ; to moue the chalmerlanis to delyuer to my Lord Aduocate the sowunes promissit be thame at the fyftene of Decemher ; to see Mr Johnne Gartleis compt of all thiugis spendit sen my Lord Duke come in Scotland ; to requyt for the compt of the siluer that Cavallione ressaut in France.

254. MICHAEL DE CASTELNAU, French Ambassador at the Court of England, to JAMES VI., in reference to QUEEN MARY, etc.—15th May 1584.¹

SIRE, je feray ceste lettre à vostre Maiesté, pour luy donner aduis que la Royne d'Angleterre, vostre bonne parente, a trèsagréable que j'aille trouuer la Royne, vostre mère, avec les commissaires qu'elle ennoie deuers elle, pour mettre quelque honorable fin au traicté de sa liberté, qui fut intermis l'an passé pour quelques occasions, comme il en suruiuent ordinairement entre les Princes. Toutesfois il semble qu' à present Dieu vueille accorder ces deux princesses comme voz deux bonnes mères, lesquelles cy-apres chercheront par bonne intelligence tout ce qui sera pour vostre bien, honneur, et seureté en toutes choses. La Royne d'Angleterre enuoyeroit aussy conjointement avec moy leurs ambassadeurs trouuer vostre maiesté, pour luy faire entendre toutes choses comme elles auront passé et passeront pour sa liberté, comme ayant tousiours protesté ladite Royne, vostre mère, ne vouloir jamais rien faire que avec vous, et s'y conioindre en toutes choses pour tout ce que auriez agréable et que vous seroit vtile, d'autant qu'elle ne vouloit plus viure en ce monde que pour l'amour et entière affection quelle vous porte. J'ay aussi à visiter Vostre Maiesté de la part du Roy, vostre bon oncle, mon maistre, et de celle de la Royne, sa mère, et de la vostre ensemble, vous impartir leur bon conseil et telle qu'elles l'ont voulu prendre eux-mesmes, pour régner en repos en France avec l'amour et obéissance de tous leurs subietz, comme ce sera vostre seureté et honneur de faire le semblable ; et en attendant, Sire, que nous ayons cest honneur de vous voir pour le grand bien de vostre Maiesté, et celuy de la Royne, vostre mère, puis que Dieu se veult contenter de sa longue captiuité et qu'il vous veult prosperer pour l'aduenir en toutes choses, et que ceux de voz subietz, qui n'estoient pas bien conseillez, se veulent recognoistre en la fidélité et obéissance quilz vous doiuent, pour se conformer cy-aprés à toutes voz volontez et ce quil vous plaira leur commander ; je vous supplieray très humblement, Sire, de ne proceder contre eux ny leurs biens par voyes de rigueur, jusques à ce que vous nous ayez veuz et entenduz qui serons enuoyez de la part du Roy vostre bon oncle, mon maistre, de la Royne d'Angleterre, et de la Royne vostre bonne mère, et vous demeurerez, Dieu aydant, si content du soing qu'ilz veulent prendre de vostre honneur, grandeur, seureté, et repos, tant pour le present que pour l'aduenir, que vous en louerez Dieu toute vostre vie. Et d'autant, Sire, que le Sieur Archiball Douglas s'est en toutes choses affectionné depuis qu'il s'adressa à moy, pour me dire

¹ From a contemporary copy in the Charter-chest of the Earl of Haddington.

son intention de faire très humble service à vostre maiesté, et à la Royne, vostre mère, et qu'il ne'n a perdu vne seule occasion depuis ce temps là, dont la Royne, vostre mère, est fort contente, et des bons offices qu'il a procurez par deça avec beaucoup de prudence et de laquelle il a vsé contre le soupçons que l'on auoit de luy. Aussi que la Royne vostre mère m'auoit prié de le retenir pour l'employer pardeça, comme j'ay fait, en tontes bonnes choses pour le seruice de la Royne, vostre mère, et le vostre, dont il s'est fort bien acquitté, et de ce qui touchoit le feu Dnc de Lenox le quel, s'il eust vescu, auoit bien delibéré de le remettre en vostre bonne grace, car sans cela ledit Sieur Duglas ne vult point viure en ce monde. Je le meneray avec moy jusques à Scheiffeild pour faire la reuerance à la Royne, vostre mère, et de là jusques à Barwic, et frontières de vostre royaume, pour faire tout ce quil vous plaira luy commander, et non autre chose, et vous donner bonnes preuues de sa fidelité, dont je remettray à vous dire le surplus quand j'auray cest honneur de vous baiser les mains, pour prier Dien, Sire, qu'il donne à Vostre Maiesté etc. De Londres, xv jour de May, 1584.

Vostre très humble, très affectionné et obéissant Seruiteur,

MRE. CASTELNAU.

255. TRANSLATION of the immediately preceding Letter.

SIRE, I will write this letter to your Majesty, in order to inform you that the Queen of England, your good relative, is very willing that I should meet with the Queen your mother, along with the commissioners whom she sends to her, in order to bring to some honourable conclusion the treaty concerning her liberty, which was intermitted the past year for certain reasons, as ordinarily happens in such matters among princes. Yet it seems that at present God wishes to reconcile these two princesses, as your two good mothers, who afterwards will seek, by good understanding, whatever shall be for your good, honour, and security in all things. The Queen of England will send also, conjointly with me, her ambassadors to meet with your Majesty, in order to inform you of all things as they shall have passed and shall pass for her liberty, as the said Queen, your mother, has always protested that she wished never to do anything but with you, and to conjoin herself therein in all things for whatever you should regard as agreeable, and which should be useful to you, since she does not wish to live in this world for any other purpose than for the love and undivided affection which she bears to you. I have also to visit your Majesty on the part of the King,

your good uncle, my master, and of that of the Queen, his mother, and on your own account at the same time, to impart to you their good counsel, and such as they have wished to take themselves in order to reign in tranquillity in France with the love and obedience of all their subjects, as it will be your safety and honour to do the like ; and until, Sire, we have this honour of seeing you, for the great good of your Majesty, and that of the Queen your mother, since God is pleased to permit her long captivity, and that he may prosper you for the future in all things, and that those of your subjects who were not well advised, may be pleased to come to themselves in the fidelity and obedience which they owe to you, in order to conform themselves afterwards to your whole will, and what it shall please you to command them, I will very humbly supplicate you, Sire, not to proceed against them and their goods by ways of rigour, until you shall have seen and understood who shall be sent on the part of the King your good uncle, my master, of the Queen of England, and of the Queen your good mother, and shall continue with you, God helping, so much content with the care which they wish to take of your honour, greatness, safety, and repose, as well for the present as for the future, that you shall praise God for it all your life. And since Sir Archibald Douglas is affectionately inclined in all things, since he addressed himself to me in order to tell me his intention of doing very humble service to your Majesty and to the Queen your mother, and that he has not lost a single occasion of doing so, since that time, with which the Queen your mother is very much satisfied ; and of the good offices which he has procured here [in England] with much prudence, and which he has occupied, notwithstanding the suspicion with which he was regarded. Also that the Queen your mother had prayed me to retain him in order to employ him here, as I have done, in all important matters for the service of the Queen your mother, and your own, of which he has exceedingly well acquitted himself, and of what concerned the late Duke of Lennox, who, if he had lived, had resolved to refer him to your good graces ; for without that the said Sieur Douglas does not wish to live in this world. I shall take him with me to Sheffield in order to do homage to the Queen your mother, and thence to Berwick and the frontiers of your kingdom, in order to do whatever it shall please you to command him, and for no other purpose, and to give you good proofs of his fidelity, of which I shall defer telling you more until I shall have the honour of kissing your hands in order to pray God, Sire, to give to your Majesty, etc. From London, the 15th day of May 1584.

Your very humble, very affectionate, and obedient servant.

MRE. CASTELNAU.

256. MICHAEL DE CASTELNAU, French Ambassador at the Court of England, to JAMES VI., in reference to QUEEN MARY.—9th September 1585.¹

SIRE, je receus hier des lettres de la Royne, vostre mère, laquelle me mande se porter assez bien en son nouveau mesuage de Teutbery avec beaucoup de contentement de la Royne d'Angleterre, sa bonne sœur, pour les bonnes et grandes espérances qu'elle luy a donné de tout honneste contentement et liberté, ensemble de la recevoir en sa bonne grace, dont les effectz, à ce que me mande ladite Royne, vostre mère, doibuent, ce luy semble, en partie procéder des bons offices de vostre Maiesté enuers elle, afin que ladite Royne d'Angleterre, sa bonne sœur, voir tout le monde cognoisse, que vous luy estes vng bon et affectionné filz en toutes choses, comme de sa part elle dit n'auoir rien en ce monde deuant les yeulx, que de vous voir prosperer en toutes felicitéz et estre coniointement tous deux en boune intelligence avec la dite Royne d'Angleterre et le Roy vostre bon oncle, mon maistre, et la Royne, sa mère, vostre grand mère, laquelle ayme vostre dite maiesté comme son propre filz. Or, Sire, la Royne vostre dite mère est tousiours en termes de vous enuoyer quelqu'vn pour sçauoir et estre du tout resoluë de vostre intention vers elle sitôt qu'il luy sera accordé, et que la Royne d'Angleterre aura eu vostre intention pour ce regard. La Royne, vostre mère, demanderoit aussi qu'il me fust permis d'aller voir et visiter vostre-dite Maiesté de la part du Roy, mon maistre, et de la Royne, sa mère, suiuant le commandement que j'en ay eu au parauant de leur Maiesté, pour vous tesmoigner l'affection quelles vous portent en toutes choses, et le desir qu'elles ont de voir perpetuellement vne bonne et asseurée amitié entre la France, l'Angleterre, l'Escosse, et voz Maiestés; à quoy, si je suis bon pour le peu de temps qui me reste à demeurer par deçà à faire quelque seruice, je m'y employeray aussi fidèlement que la chose est honneste et vtile pour le bien de voz Maiestés de ces trois royaumes, et particulièrement, quelque part que je soys, vostre Maiesté fera, s'il luy plaist, estat d'auoir vng seruiteur bien affectionné qui priera tousiours Dieu, Sire, qu'il donne, etc. Londres, 9 September 1585.

Vostre très humble, obéissant, etc.,

MRE. CASTELNAU.

¹ From a contemporary copy in the Charter-chest of the Earl of Haddington.

257. TRANSLATION of the immediately preceding Letter.

SIRE, I received yesterday letters from the Queen, your mother, which inform me of her feeling herself sufficiently comfortable in her new house of Tutbury, and of her great satisfaction with the Queen of England, her good sister, for the good and great hopes which she has given her of all honourable contentment and liberty, and of receiving her at the same time into her good graces, the effects of which, according as the said Queen, your mother, informs me, ought, as it seems to her, to proceed partly from the good offices of your Majesty towards her, that the said Queen of England, her good sister, may perceive that the whole world understands that you are to her a good and affectionate son in all respects, as on her part she says that she has nothing in this world before her eyes but to see you prosper with all happiness, and to be both allied in a good understanding with the said Queen of England, and the King your good uncle, my master, and the Queen his mother, your grandmother, who loves your said Majesty as her own son. Now, Sire, the Queen, your said mother, is daily purposing to send to you some one in order to know and to be wholly resolved regarding your intention towards her, so soon as it shall be granted to her, and as the Queen of England shall have become acquainted with your intention in this respect. The Queen, your mother, would also ask that it might be permitted to me to go to see and visit your said Majesty, on the part of the King, my master, and of the Queen, his mother, according to the commandment which I have before had concerning it, from their Majesties, in order to testify to you the affection which they bear to you in all things, and the desire which they have to see permanently established a good and assured friendship between France, England, Scotland, and your Majesties, to which, if I am well, during the short time that remains for me to continue here, to do any service, I shall employ myself as faithfully as the thing is honourable and useful, for the good of your Majesties of these three kingdoms, and particularly any part where I may be, your Majesty will make account, if it please you, of having a servant well affectioned, who will always pray God, Sire, that he may give, etc.

Your very humble, obedient, etc.,

MRE. CASTELNAU.

London, 9th September 1585.

258. JAMES BETON, Archbishop of Glasgow, and others, to KING JAMES THE SIXTH, on the Execution of QUEEN MARY.—Paris, 7th April 1587.¹

SIRE, Estant aduenué la triste et deplorable mort de la Royne vostre mère, nostre Maistresse, il nous reste vng extreme regret que nous (qui auons eu cest honneur d'estre employez par sa majesté en son conseil estably pour son douaire en ce royaume) n'auons eu plus de moyen de la seruir et secourir en son affliction et captiuité, protestans que le dueil et desplaisir que nous en auons ne partira jamais de nous, q'uil n'ait pleu a Dieu prendre la vengeance d'un faict si inhumain et detestable, lequel a tellement affligé et touché les cueurs de tous les bons Francois, pour l'honneur qu'ilz ont eu de l'auoyr pour leur Royne et Maistresse, qu'il ny a celluy qui ne la pleure et regrette. Nous auons peusé, Sire, estre de nostre deuvoir de vous escrire la presente, pour vous rendre tesmoignage de noz bonnes et entières voluntez vers sa memoire, et nostre fidelité au seruice que nous luy auons voué et rendu en general et particulier es charges que nous auons pardeça en sou conseil, lesquelles charges estans expirees par sa mort, uous auons tous resolu de continuer la mesme course, affection, et bonne volenté à vostre seruice. Et d'autant que sa Majeste estoit endebté à l'endroit de plusieurs ses officiers, et autres tant en ce royaume qu'en Angleterre (ce qu'il fault acquicter), et aussi qu'il luy est deu quelques restes par aucuns qui ont eu maniment de son douaire, dont nous auons congnoissance, lesquelz il est besoing poursuiure, esclaircir, et en faire rendre les comptes à ses receueurs, nous auons aduisé pour le bien de vostre seruice de continuer cepeudant, et acheminer ces affaires là, au mieulx que nous pourrons toutainsi que nous faisons auparauant en attendant sur ce vostre bon plaisir et commandement, estant chose qui depend de vostre majesté, sy ce n'est que ladite dame ayt faict testament et ordonné des executeurs dicelluy. Nous supplyons doncques très humblement vostre majesté, Sire, nous vouloir au plustost qu'il vous plaira commander ce que nous aurons à faire, afin de n'entreprendre ou continuer chose quelconque contre vostre gré et plaisir.

Sire, après auoir supplyé vostre majesté nous permectre de luy baisier très humblement les mains, nous supplierons nostre seigneur vous donner en parfaite santé tres-longue, et trèsheureuse vie.

De Paris, ce vij^e auil 1587.

Vos trèsumbles et trèsobéissans Seruiteurs,

J.A. ARCHEUESQUE DE GLASGO, Etc.

(Dorso) Au Roy d'Escosse.

¹ Original Letter at Kirkconnel.

259. TRANSLATION of the immediately preceding Letter.

SIRE,—The sad and lamentable death of the Queen, your mother, our Mistress, having happened, there remains for us extreme regret that we (who have had the honour of being employed by her Majesty in her council appointed for her dowry in this kingdom) have not had more means of serving and succouring her in her affliction and captivity, protesting that we will never get quit of the sorrow and pain which we have, in that it has not pleased God to take vengeance on a deed so inhuman and detestable, which has so much afflicted and touched the hearts of all good French people, for the honour which they had of having her for their Queen and Mistress, that there is not one who does not lament and grieve for her. We have thought it, Sire, to be our duty to write to you the present in order to give you testimony of our entire good will to her memory, and of our fidelity to the service which we have vowed and rendered to her in general, and particularly in the trusts which we had here in her counsel; which trusts having expired by her death, we have all resolved to continue the same course, affection, and good will to your service. And since her Majesty was indebted to several officers of state and others, both in this kingdom and in England (obligations which it is necessary to discharge), and since also there is due a balance by some who had the management of her dowry, of which we have knowledge, which it is necessary to endeavour to clear, and to cause the accounts thereof to be rendered to her chamberlains, we have advised, for the good of your service, to continue in the meantime, and to advance these affairs to the utmost of our ability, just as we did before, waiting for your good pleasure and commandment, this being a thing which depends on your Majesty, provided the said lady has not made a testament and appointed executors thereof. We therefore very humbly supplicate your Majesty, Sire, to signify to us at the earliest opportunity what it will please you to command us to do, that we may not undertake or continue anything against your wish and pleasure.

Sire, after having supplicated your Majesty to permit us very humbly to kiss your Majesty's hand, we will supplicate our Lord to give you, with perfect health, a very long and very happy life.

From Paris, this 7th of April 1587.

Your very humble and very obedient servants,

JA. ARCHBISHOP OF GLASGOW

(and others).

(Dorso) To the King of Scotland.

260. KING JAMES THE SIXTH to the LAIRD OF ABERCAIRNY, 11th July 1588.¹

TRAIST freind, we greit yow weill. Because the xxj of this instant is appoyntit for the solemnizing of this mareage betuix our richt traist cousing and counsalour, George Erle of Huntlie, and dame Henriette Stewart, sister to our darrest cousing the Duik of Lenuox, and that our intention is and haif it ansuerabill in all solemnities baith to our honour and the parteis awin estates, quhairvnto the want of sindrie thingis quhilk can not weill be had in any commoun marcat salbe sum hinder, except the same be vther wyis suppleit. We haif thairfof tane occasioun to desyre yow rieft affectuousslie to help ws with sic vennyoun, wyld foulis, fed caponis and sic vtheris as ye eather haif or may recover betuix and then, and caus the same be at ws in convenient tyme to serve that erand, as ye will do ws speciall plesour, and report thairfoir our hartieast thankis. This we commit yow to God. From Haliruidhous, the xj day of Julij 1588.

JAMES R.

To our traist freind, the Laird of Abircairny.

261. Bond by LUDOVICK second DUKE OF LENNOX, and other Noblemen and Gentlemen, interdicting themselves from wearing Clothes with "Pasments." 6th May 1593.²

SIR HEW CARMYCHELL.

We, vndersubscrivand, considering how we ar abusit be counterfaiit pasmentis of gold, siluer and silk sett vpoun our clething oftymes without our knowlege and direction, quhilk shortly becummis sa vncumly and vnonest that the coist is loissit; thairfoir, and for vtheris ressonable causes moving ws, we have avowit and interdytit our selfis from weiring of any clething to be maid in tyme cuming, efter the daite heiroy, that salbe any wys begaried, laid ower or smered with any kind of pasimentis greit or small, plane or ajower, bissetis, lillekynnis, cordownis, or frenzeis of gold, siluer or silk within or without, quhill the term of Whitsonday in the zeir of God j^{ve} fourscoir fourtene zeris, vnder the pane of ane hundreth pund money of this realme to be paid be euery ane of ws doand in the contrair *toties quoties*, to be bestowit vpoun the banquet in Johnne Killochis house, and forfaling of the garment to the vse of the first fidlair that

¹ Original Letter at Abercairny.

chest of the Honourable Mrs. Erskine Murray of Aberdona.

² From the Original Bond in the Charter-

can espy it, and that every one of us salbe executour of the effect of this our band aganis vtheris als oft as neid beis. In witness herof we haue subscriuit thir presentis with our handes, at Edinburgh the sext day of May the zeir of God j^m v^e fourscore threttene zeris: Prouiding that we may weir away our clathis alreddy maid without prejudice heirof.

LENOX.

L. MORTOUN.

ALEX^r. C. HOME.

S. L. SPYNE.

S. JAMES LYNDSEY.

MICHAELL ELPHINSTOUN.

S. THOMAS ARESKYNE.

SIR W. KEITHE.

J. E. MAR.

J. LESLY.

J. MELROS.

THO. MR. GLAMISS.

BLANTYRE.

DAVID SETON of Parbroth.

S. G. HOWME.

J. LOWYS.

(Dorso) The pasmente band.

J. HAY.

262. KING JAMES THE SIXTH to the CAPTAIN OF EDINBURGH CASTLE. July 1601.¹

REX.

CAPTAIN and Constabill of our Castell of Edinburgh, ze sall not faill incontinent eftir the syt heirof to anser and delyuer to our ryght trest cousing and counsellour Lodwik Duik of Lennox, or ony in his name, tua pareis falconis, and ane moyen with the ballac and furnitour to be careit in his schip to France, quhervpoun ze sall ressaue the grant of ressait, and thir presentis salbe zour warrand. Subscrywit at . . . the . . . day of Julij 1601.

JAMES R.

Five Letters of FRANCES TERESA STUART, widow of CHARLES SIXTH DUKE OF LENNOX AND RICHMOND, to her cousin LORD BLANTYRE.²

263. (FIRST LETTER.)

Whithall, March the 16th (1685).

MY LORD,—When I receaved yours (in which you desired me to speak to His Majesty of

¹ Original Letter in the Mar Charter-chest at Alloa.

² From the Original Letters at Lennoxlove.

you, and to indeavor to remove the bad impressions which your behavoir in the last Parli-ment had so unhappily caused), I was then sick and kept my chamber for some time, which hindered me then from doing as you desired, and in very few days after I went abroad and intended to have spok both to His lait Majesty and this our present King, that most deplorable misfortune happed off the lait King's sickness and death, which putt such a strang consternation amongh us, and struck soe deep a sadness in every body's heart, espetially on the King His Royal brother, as t'was not proper nor indeed possible to speak to him of any buissness, althrough I had a great deale of my own to have minded, if I could have minded any. Then I have bine sick again and forceid to keepe my chamber for some weeks since the King's death, and am now but laityly come out of it. I heer, my Lord, that my Lord Chancellor and my Lord Treasurer of Scotland are arrived heere, and meethinks it should be much more proper for such wise and great men to speak for you and to give the King some good imprestions of you, than a woman can, espetially such a one as knows you but little, notwithstanding the near relation is betwixt us. I cannot doubt, my Lord, but that you are yourself of the same opinion, and that you have already bine so prudent as to have ingaged eyther one or both of these our great men to recommend you to His Majesty, as one that is resolved to shew yourself upon all occations a true and loyall subiect; besides, theer is now to be soe soon a parliment in Scotland as t'will be an eaysy matter for you your self to lett the King see that you are now become indeed the man you profess to be, and when, my Lord, you shall have done that, t'will become your freinds much better to speak prayses of you; and I am confident whosoever shoud now tell the King how loyall you are, and how dutyfull a subiect you meane to be, hee woud answer, that now there woud quickly be a proufe of it, meaning the Parliement which is to be conveyed in Scotland. You may see, my Lord, by this letter, that I take the liberty you gave me of writing fraely my mind, nor coud I indeed have given my brother better advise were he living and in your circumstances. Butt, notwithstanding I have told you of so much a better way of recommending yourself to His Majesty's good opinon, [if] you will have me to say any thing of you, I will be very ready to do it after the Parliement is up again, and that I shall have had from your good deportment there so just and reasonable a grownd for my speaking advantageously of you, which is the thing I shall allways have a great desire to doe, as being,

My Lord, your humble servante and affectionat cousine,

F. LENOX AND RICHMOND.

Indorsed: The Dutches of Lenox, the 16th of March (1685).

264. (SECOND LETTER.)

Whitehall, May the 2d, 1685.

MY LORD,—I am very glad to heer that you coutinew still in the same good resolutions of serving His Majesty, and in that way which most becomes an honest man, a good subiect, and a Stuart. I have, my Lord, according to your desire, wrot to my Lord Aduocate, and I dare presume to say that you will find him ury kind to you, and most cordiall and freindly in his advise. I did not speak of you, my Lord, to my Lord Chancelor when he was in England, because I had not the opertunity, for he had perpetuall buissness with the King while he was heere, though, notwithstanding, he did me the fauor to come twice to my lodgings, but I had the missfortune to be then from home; but as I take it, my Lord, 'tis now at this time in your own hands to recommend yourselfe, both to my Lord Chancelor and every other honest loyall person, by your behaviour in Parliment, which I cannot now doubt of its being what it ought to be; and that all the good fortune immaginable may follow it is the hearty wishes of, my Lord,

Your faithfull humble servante and affectionat coussin,

F. LENOX & RICHMOND.

For the Lord of Blantyre, att Edinburgh.

265. (THIRD LETTER.)

May the 3d, 1698.

MY LORD,—I do own I am much in your debt for letters, but I hope you will excuse it when you shall consider the ill state of health I am in for the most part, and besides all my other aylments I am extremly troubled with vapors, which causes great pains and guidenes in my head, so that 'tis very rarly that I am able to writ a line to any of my friends, but I have ordered Gray severall times to acquaiut your Lordshipp with this my missfortune, and to make my excuse to you. I did, in the close of this last weeke, receive a letter from you of a staile date, in which you mentioned the sixty odd pounds that Entorkin received for that he had noe lawfull power to sell; but I am resolved not to goe to law with his ayrs about it, since your Lordshipp sayes it is determined by the lawyers on all sides that there is nothing due to me of it but the bare interest of the money, which will not amount to above £4 a yeere, and it must cost both money

and trouble to gett that, so that by no meanes will I enter into that sute ; lett the young Duke of L. be doing as he pleases with that and all the rest when my bones shall be at rest, but in the meane time I conceive he has nothing to do with that or any other part of my estate. Nor will I allow of his being consuted in any thing that is my concern (and mine only for the time that God shall be pleased to lett me live in this world). I desire my Lady Blantyre, as well as your Lordshipp, may be assured of my most affectionat & faithfull servicis.

LENEX & RICHMOND.

For Lord Blantyre, at Glasgow, in Scotland.

266 (FOURTH LETTER.)

March the 19th.

MY LORD,— My cousin Murehead told me your Lordshipp wrot to him concerning some vacant stipents which are in me to dispose off. I desire they may be given to such poor ministers as have bine disposed of them, and to whom they did heeretofore belong ; and in case that those individuall persons should be dead, then to such others as shall have bine putt out of theyr liveings for no other falsh but tenderness of consiance, and who has the greatest charge of poor inosent babes, which perhaps are now starving. I do confess I have great compassion for all such poor little creaturs who have never yet offended God or man ; therefore againe, my Lord, I must recomend this to you as that which I think a greater act of piety than even building of churches. Since you and some others of my commissioners will so far oblige me as to take the trouble of meeting at Dunbarton, and there conueen my vassalls in order to theyr making theyr enteres, it is for certaine the best methode which can be taken, and I shall, my Lord, reckon [it] amongh the other favors you have done to

Your most affectionat humble servante and cousine,

F. LENOX & RICHMOND.

My servis to your Lady. I am glad to here that she intends againe to try, this spring, the gote's milk. I hope it will have the same good effect upon her as formerly, and as I do sincerely wish. I fear she did not like the chocolate I sent her, because she does not command more. I hope all my cousins are well, you writing notheing to the contrary. My mother presents her humble servis to my Lord and Lady Blantyre.

For the Lord Blantyre at Glasgow, in Scotland.

267. (FIFTH LETTER.)

August the 21st.

MY LORD,—I hope you will excuse me that I have not yet answered your last, but, indeed, the very ill health I have renders me incapable of doing any great buisness, though I have that which is of concerne to me in both the kingdomes, and 'tis not only writing which hurts my head much and increases my vapors, but even the thinking of buisness dous make me get a great deale worse. In the first place, my Lord, I must give you thanks for all the trouble you give yourselfe in my affayrs, and I shall be as ready to serve you in what shall lye in my power and capasy. As to what you writ to me of the Duke of Lenoxes selling his estate, I had heard noe thing of it before, saving a certaine peece of grownd which my Lord Ross writ word to Gray he had purchased of him (abaiting 7 years for my life rent), and now he desires I will sell him that too ; but my answer to it was, that, untill Sir John Maxwell's tack was ended I could not deal with him for it, and therefore till then desired to be excused even so much as the treating about it. . . .

I have had so much worse health this summer then the 2 or 3 last past that I have not once bine in my coach to take the ayr, as I was formerly used to doe. I was againe lett bloud yesterday, and of lait have bine soe, extreamly often, as the only remedy by which I find ease. I hope the goats milk has agreed as well as useally with my Lady Blantyre, and that now she has as perfect a health as she is allways wished by her and your most faithfull servante and most affectionat cousin,



I wish you joy, my Lord, of your nephew's marriage, and by the young lady's preetytness and descreet behavoir when I saw her, I do not doubt but she will make him happy. I have given my cousin the best advise I am capable off; he promisses to follow it and to be a very good husband. He told me too that he had taken care to have the duzen pound of chocolate I sent to my Lady Blantyre putt up in a latten box, which was, as I told him, the only sure way to keepe it from wett or dampness, eyther of which woud spoyle it quit. I hope it is gott safe and well to your Lady's hands, and that she will like it so well as to command more of it.

For the Lord Blantyre at Edenburgh or els at Glasgow.

ABSTRACT

OF

ADDITIONAL LENNOX CHARTERS.

- PAGE
202. Charter by Maldoune third Earl of Lennox to Malcolm the son of Duncan, and Eva the Earl's sister, of Glaskell, Brengoene, and a carucate and a half of Kelnasydhe, with the gift of the church of Moniabrood (Kilsyth), and all their just pertinents : To be held by the said Malcolm and Eva and the children begotten between them, and the heirs of the children, of the said Earl and his heirs in feu and heritage, without any servile exaction, for rendering certain gilt spurs at Glasgow fair, and foreign service to the King, so far as pertains to so much land in the Lennox. The charter reserves to the granter and his heirs that a duel adjudged in the grantees' court should take place in the court of the granter or his heirs, and that a thief condemned in the grantees' court should be hanged on the gallows of the granter or his heirs. Dated at Cather, on the day of St. Lawrence, 10th August 1217,..... 401
203. Charter by Maldouen third Earl of Lennox to Malcolm the son of Duncan, with Eva the Earl's sister, of the whole of Glaskell as a free marriage portion : To be held by him and his heirs by the said Eva, of the granter and his heirs in feu and heritage, as freely as any marriage portion was held from any Earl or Baron of the whole realm of Scotland. [*Circa* 1217]... 402
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205. Charter by Malcolm, son of Maldouen third Earl of Lennox, to Malmore son of Nielgus, of a two farthing land of Finphort, a farthing land of

- Mammore, and a farthing land of Mambeg : To be held by him and his heirs for payment yearly of 2 merks of silver, one at Glasgow fair and the other at Martinmas, and for performing to the granter and his fore-saids the King's foreign service pertaining to the third part of a plough-gate in the Lennox. [*Circa* 1248],..... 403
206. Charter by Malcolm, son of Maldouen third Earl of Lennox, to Hugh son of Simon, for his homage and service, of the lands of Dallenoter and of Blarmore, situated within Candouan and Lentrelloc : To be held by him and his heirs in feu and heritage, for rendering the twelfth-part of the service of one knight. [*Circa* 1248],..... 403
207. Charter by Maldouen third Earl of Lennox, whereby, on the narrative that he had unjustly withheld from Maldouen, formerly dean of Luss, the three nether quarters of Luss, viz., Achadhtulech, Dunfin, and Inuerlaueran, and another quarter on the west side of Luss, which belonged to them by gift of Alwin Earl of Lennox, his father, he restores to the said Maldouen, and Gillemore his son and heir, the said lands, and grants to them the whole land called Luss, bounded as therein particularly described, and Frechelan and Elan-Rosduue, and the whole of Ines-domhnoch : To be held by the said Maldouen and Gillemore and their heirs, of the granter and his heirs, in feu and heritage, with the patronage of the church of Luss, for rendering to the granter and his heirs, in the King's common army, two cheeses from each house on the said land in which cheese was made, and furnishing such common aids to the Crown as pertained to two ploughgates in the Earldom of Lennox. The granter excepts from the charter the land between Cledhebh and Banbrath, with its islets. [*Circa* 1250],..... 404
208. Charter of Confirmation by King Alexander the Third, of the grant by Maldouen Earl of Lennox to Malcolm the son of Duncan, and Eva the Earl's sister, of the lands of Glaskhell, Brengocne, and a carucate and a half of Kelnasydhe, with the donation of the church of Moniabroed (Kilsyth). Dated at Roxburgh, 30th April [1251],..... 405
209. Charter by Matilda of Arnot to Simon of Hawden and his heirs by her, of a half quarter of her land of Kepdouri in the tenement of Casly, and her

land of Herdas in the tenement of Dolunlach, in the Earldom of Lennox : To be held of the granter and his heirs for performing the King's foreign service pertaining to the said lands, and for payment to the granter of a penny only at Whitsunday, when demanded. The charter grants also to Simon and his heirs the privilege of grinding the grain grown on the land of Capdouri, at the mill of Casly, for one firlot per chaldar. [*Circa* 1300]..... 406

210. Charter by King Robert the Bruce, confirming a charter by Malcolm fifth Earl of Lennox to Sir John Colquhoun, fourth of Luss, knight bachelor, the privilege of exemption from prises, captions, or carriages within his lands of Luss, and exempting the said John and his heirs, or any of his people of Luss dwelling on the said lands, from being harassed on account of witness-bearing. Dated at the Isle of St. Colmoe, 28th September [1308], 407

211. Charter of Excambion by King Robert the Bruce in favour of David Graham, elder, for his homage and service and in exchange for the land of Sokach within the Earldom of Carrick, and the Isles of Inchekeillach and Inchehode in the Earldom of Lennox, of three merks' worth of land bounded as therein described, with an annual rent of 20 shillings from the land of Charlton, and another of 7 merks from the thanage of Kynnaber, in the shire of Forfar, with the lordship and tenandry of the lands of Charlton and Kynnaber ; reserving to the granter and his heirs the fishings of the water of North Esk, and the places where the fishers were wont to draw up and dry their nets : To be held for rendering the service of one archer in the king's army, and one suit at the head plea of the king's court of Forfar yearly. Dated at Scone, 5th March [1326].... 408

212. Charter by King David the Second to Malcolm son of Duncan, son of Murdoch, of the half of the land of Leky, adjoining the land of Buchane in the shire of Stirling, formerly granted by the king's ancestor to the Earl of Lennox, in compensation for the lordship of a carucate of the land of Cardross, and which Donald Earl of Lennox by his letters-patent resigned into the king's hands : To be held for rendering to the king and his heirs a pair of gilt spurs at Whitsunday yearly, if asked. Dated at Brechin, 31st March [1352]..... 409

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| 213. Charter of Confirmation by King David the Second of a Charter, dated 9th May 1356, by Donald Earl of Lennox to John called Gille, burgess of Perth, of the lands of Mordoun and Craigneath, in the barony of Torsoppy : To be held for payment of 6 pennies yearly at Martinmas, in name of blench-farm, if asked. Dated at Perth, 15th January [1356],... | 409 |
| 214. Charter by King David the Second to Malcolm, son of Murdoch, of half of the land of Leky, adjoining the land of Buchane, in the shire of Stirling : To be held for rendering a pair of gilt spurs at Whitsunday yearly, if asked. Dated at Perth, 12th March [1356],..... | 411 |
| 215. Charter by William of Grahame, knight, to John Brisbane, for homage and service, of the whole quarter of land in the territory of Campsy called Ballenaclerach, with the portion of land called Aldwyk, bounded as therein described : To be held by the said John and his heirs for rendering the king's common foreign service pertaining to so much land in the Earldom of Lennox, and a common suit at the granter's courts to be held at Mukdog. (Four of the witnesses are Duncan Earl of Lennox, and Malcolm, Thomas, and Donald, his natural sons.) Dated at Mukdog, 11th August 1423,..... | 411 |
| 216. Precept of Clare Constat by Isabella Countess of Lennox to her bailies, for infefting John Rattray as heir of his father, John Rattray, in the lands of Leitchhill, otherwise Mordoun, within the barony of Torsoppy and shire of Perth. Dated at Inchmury, 15th April 1453,..... | 413 |

ABSTRACT OF ADDITIONAL LETTERS.

217. Mary Queen of Scots to Margaret, Countess of John fourth Earl of Athole, wherein she refers to the death of the Earl of Athole, her husband, by poison, and to an attempt to make the young Earl agree with his father's murderer ; states her belief that her own son (King James the Sixth) and his friends were in as great danger as ever ; directs the Countess to make inquiries respecting the health of her son, as reports had reached

- her of his dangerous sickness ; says she would not fear if it were only sickness and indigestion of stomach, with which she had herself been troubled at his years, but anxiously inquires whether he has 'any schort end or host.' Dated 18th March [*circa* 1580], 414
218. Mary Queen of Scots to Robert Melvill, her servitor, granting him discharge for all her Majesty's jewels, clothing, etc., which were delivered to him when her Majesty was in Lochleven. Dated at Bolton, 15th October 1568,..... 415
219. Mary Queen of Scots [address wanting], stating that a conference had been held at York between the Commissioners from Scotland and England ; that Queen Elizabeth had desired her to send some Scotch Lords to her Majesty, and that she had sent up the Bishop of Ross, Lord Herries, and the Abbot of Kilwinning. Dated off Bolton, 24th October 1568,..... 415
220. Mary Queen of Scots to Gilbert fourth Earl of Cassillis, intimating a proposed meeting between her Majesty and Queen Elizabeth at some place near the Borders, and requiring his lordship to be in readiness to accompany her by the 15th July following, he and his followers to be "cled in dule." Dated at Edinburgh, 29th May 1562,..... 416
221. The Same to the Same, desiring his lordship, with such barons as he knew to be favourable to her Majesty, to come to her with all possible diligence. Dated at Edinburgh, 19th March 1565,..... 417
222. The Same to the Same, intimating her flight to Carlisle after the battle of Langside, and her intention to proceed to France to solicit assistance from the King, her good-brother ; also that she had been informed of the Earl's brave conduct at the battle. Dated at Carlisle, 20th May 1568,... 418
223. The Same to the Same, thanking the Earl for his constancy to her interest, and stating that she had been honourably received at Carlisle, and had no doubt that, with the help of good friends there, his lordship and others of her Scottish subjects, she would soon be restored to her throne, etc. Dated at Carlisle, 25th May 1568,..... 418
224. The Same to the Same, requesting him to continue steadfast to her cause,

- and not to allow the Earl of Murray to receive any of her Majesty's rents, but to uplift them himself, and employ them in the payment of soldiers in her service ; and expressing her confident expectation of obtaining relief from France and Spain, even although England should not assist her. Dated off Carlisle, 6th July 1568,..... 419
225. The Same to the Same, stating that Lord Boyd had informed her of his lordship's faithful service to her ; referring to the conference at York, and to her having sent the Bishop of Ross, Lord Herries, and the Abbot of Kilwinning to Queen Elizabeth, and expressing her hope of a favourable issue of their negotiations. Dated off Bolton, 23d October 1568,..... 420
226. The Same to the Same, intimating that the York negotiations had been broken off, and requesting his lordship, with his whole friends and force, to endeavour to prevent the return of the rebels, and to apprehend any of their leaders who were at home. Dated off Bolton, 6th December 1568,... 421
227. The Same to the Same, acknowledging a letter from his lordship, and thanking him for a present of two horses, which she had desired should be kept in Dumfries for a short time till she received further news from the Court of England. Dated off Bolton, 5th January 1568, 421
228. The Same to the Same, intimating her persuasion of his faithfulness to her service, and requesting him to persevere therein, since a favourable resolution of her affairs was apparently near ; stating as a reason for her seldom writing, that her letters were generally intercepted, and adding that the laird of Gartly, the bearer of her letter, and the Duke of Chastellerault, would communicate to him her Majesty's mind more fully. (This letter bears a postscript in French, holograph of her Majesty.) Dated off Tutberry, 10th February 1568, 422
229. The Same to the Same, expressing surprise at not having received any communications from Scotland ; intimating that she had received from Queen Elizabeth a copy of the heads of an agreement purporting to have been made at Glasgow, between the Duke of Chastellerault, and others in his name, and the Earl of Murray, which was prejudicial to her Majesty, and which she suspected to have been invented by her rebellious subjects, etc. Dated off Tutberry, 7th April 1569,..... 423

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| 230. The Same to the Same, referring him to Lord Boyd, the bearer of her letter, for information as to the favourable state of her affairs, and as to her mind in all things. Dated off Wingfield, 4th June 1569,..... | 423 |
| 231. The Same to the Same, stating that, although his lordship had been constrained to concur with her adversaries, or at least to withdraw his support from her lieutenants, yet she would not interpret this against him nor repute him among the number of her rebels, being convinced of his goodwill towards her in his heart; and that she had charged the Bishop of Galloway to communicate to him her Majesty's goodwill towards him; expressing further her belief that, notwithstanding repeated delays, there was no reason for despairing of a favourable answer from Queen Elizabeth, etc. Dated at Sheffield, 6th May 1571,..... | 424 |
| 232. Commission by Mary Queen of Scots to Colin Campbell of Glenorchy, to apprehend the clan Gregor and their accomplices, who had been guilty of murder, fire-raising, and other crimes. Dated at St. Andrews, 25th April (1563), | 425 |
| 233. Letters by Mary Queen of Scots charging her subjects to furnish meat and drink to Archibald Earl of Argyll, Colin Campbell of Glenorchy, her commissioners against the rebel clan Gregor, and their followers, at reasonable charges, while employed in the execution of their commission. Dated at Inveraray, 26th July 1563,..... | 426 |
| 234. Letters by Mary Queen of Scots to the Sheriffs of Dumbarton, Renfrew, Tarbert, and Inverness, at the instance of Colin Campbell of Glenorchy, narrating that those of the clan Gregor who had escaped into Ireland intended to return "now quhen the nycht growis lang," to resume their cruelties towards Glenorchy's tenants; and commanding the Sheriffs to charge those dwelling at the west sea, who had boats or vessels, not to bring over any of the said clan, under pain of rebellion. Dated at the Lunkartis in Glentilt, 4th August 1564, | 427 |
| 235. Letters by Queen Mary and King Henry to the Laird of Abercairny, requesting him to repair to Stirling, accompanied by what forces he was able to muster, with twenty days' victuals, and "with palzeonis to ly on | |

the feildis," to assist in suppressing the rebellion after the Queen's marriage. Dated at Dundee, 14th September 1565,.....	PAGE 428
236. Letter by Mary Queen of Scots to Robert Murray of Abercairny, requesting him to restore a poor woman with her children as tenant of a steading from which he had violently ejected her. Dated Alloway, 30th July 1566,.....	429
237. Charge by Mary Queen of Scots to Nicholas Rutherford of Hundoley, Walter Ker of Dolphinstoun, Sir Thomas Ker of Fernyhirst, Richard Ker of Gaitshaw, and others, to enter themselves in ward in Blackness Castle, until they should have satisfied the Queen's Warden of the Middle Marches and relieved her Majesty at the hands of the English Warden. Dated at Ruthven, 12th June 1565,.....	429
238. Letters by Queen Mary and King Henry to the Prior and Convent of Holyrood-house, requiring them to expedite a letter of bailiery in favour of Sir John Bellenden, Lord Justice-Clerk. Dated at Edinburgh, 24th August 1565,.....	430
239. Letters by Queen Mary, the Earl of Arran, her tutor and governor, and the Lords of the Privy Council, to John Lord Erskine and Alexander Lord Livingstone, appointing them to accompany her to France, with a view to her marriage with the Dauphin, and discharging them of their previous trust as guardians of her person. Dated at Lethington, 20th July (1548),	431
240. Margaret Countess of Lennox and Angus to Sir William Cecil, Secretary to Queen Elizabeth of England, requesting him to use his influence with his royal mistress, that the Countess might be permitted to wait upon her in person. Dated Sackfield Place, 3d February 1562,	432
241. Mary Queen of Scots to Queen Elizabeth, intimating her favourable reception of Matthew Earl of Lennox and of his petition, and her Majesty's intention to restore him to the full enjoyment of the privileges of a subject, and of his ancient titles. Dated at Holyrood-house, 28th September 1564,.....	433

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243. The oath of a Knight taken by Henry Lord Darnley, on 15th May 1565 ; also the oath of an Earl taken by him on the occasion of his being " belted " Earl of Ross, at Stirling, 15th May 1565,.....	434
243. Proclamation by Mary Queen of Scots, intimating her intention to marry Henry Duke of Albany, ordaining him to be styled King of Scotland, and directing that all her letters subsequent to the marriage should proceed in their joint names as King and Queen of Scotland. Dated at Holyrood- house, 28th July 1565,	435
244. Warrant by Queen Mary and King Henry to the Justice-Clerk, to keep in ward in the Tolbooth of Edinburgh, William Fenton, son to the Laird of Ogill, and James Morgund, with their accomplices, for assaulting and mutilating Patrick Sym, servant to John Ogilvy of Innerquharity. Dated 1565,.....	436
245. Commission by Queen Mary, appointing Archibald fifth Earl of Argyll to be her Majesty's Lieutenant of Scotland, and granting him power to deal with her rebellious subjects as he should think expedient. Dated at Hamilton, 13th May 1568 (the day of the battle of Langside),.....	437
246. Copy Revocation by Mary Queen of Scots, of her resignation of the Crown of Scotland in favour of her son, and of her nomination of the Earl of Murray as Regent ; appointing James Duke of Chatelherault, Earl of Arran, to be Regent of Scotland during her absence from the kingdom, and, in the event of her death, during the minority of Prince James her son, of whom she appointed the Duke tutor and governor ; and further declaring the said Duke of Chatelherault, and his heirs and successors of the house of Hamilton, to be the nearest and only lawful successors and heirs to the Crown of Scotland, failing her Majesty and the Prince her son and the lawful heirs of their bodies ; and appealing to all Kings and Princes of foreign countries to assist the said Duke in recovering her kingdom out of the hands of the traitorous usurpers thereof, and in restoring her Majesty to the peaceable enjoyment of her throne. [In the long narrative and defence of her conduct in the preamble of the Revocation, Queen Mary attacks the party opposed to her interest, and	

accuses its leaders of ingratitude and crime. She refers to her pardon of James Earl Morton ; how she had 'promovit' James Earl Murray from being a religious monk to an Earl and Lord ; had 'heichlie rewardit' Robert his brother ; had 'promovit' John Lord Erskine to be Earl of Mar ; had pardoned Alexander Earl of Glencairn various crimes of treason, and 'advanceit' him with great pensions ; had spared the life of Robert Lord Semple, and 'avansit' himself with divers gifts, and his son John, from being a page, to Lord's estate ; had not only 'rewardit' Alexander Lord Home with gifts, but 'placeit him in greit offices ;' and had pardoned William Lord Ruthven, whose father died in exile for crimes of treason, and 'enterit' him 'to his auld inheritance and leving.' She also specifies William Maitland, whom from a simple page she nourished to perfection, and thereafter 'promovit' to the office of secretary ; James and Gilbert Balfour ; the Laird of Craigmillar ; Mr. John Hay, whom she 'promovit fra ane puir simple clerk, to ane abot and pryour ;' the Bishop of Orkney, whom she 'promovit thairto fra ane puir clerk ;' George Douglas and others.] Dated 1568,..... 437

247. Matthew Earl of Lennox, regent of Scotland, to Lady Margaret his Countess, with papers relative to the state of matters in England and Scotland, and requesting her to act as his agent in delivering them to her Majesty and the lords, etc. Dated at Edinburgh, 16th September 1570, 447
248. Margaret Countess of Lennox to Mary Queen of Scots, wherein she states her great anxiety and fear lest the young Prince James should suffer ill at the hands of the "wicked governor," and thanks her Majesty for a present sent to her little daughter. Contains a postscript by Elizabeth, daughter of the Countess. Dated at Hackney, 11th November [no year], 448
249. Queen Elizabeth to John Earl of Mar, regent of Scotland, wherein she expresses her satisfaction with Mar's appointment to the regency ; alludes to the discovery of certain plots against her by the Queen of Scots, and states her resolution, in consequence thereof, to discontinue further treating in favour of her restoration to the throne of Scotland ; and concludes with requesting the regent's influence in favour of Lady Margaret Countess of Lennox, and for the punishment of such as had been accessory to the

death of her husband, the late regent. Dated at Richmond, 2d October 1571,.....	PAGE 449
250. Queen Elizabeth to John Earl of Mar, regent, thanking him for his expression of favour towards Lady Margaret Countess of Lennox, and requesting him to continue his goodwill towards the Countess ; and further, to secure to the Bishop of Caithness, the late regent's brother, the continued enjoyment of the priory of St. Andrews, and to bestow the bishopric of Glasgow towards the redemption of the lands of the Earldom of Lennox. Dated at Greenwich, November 1571,	451
251. Margaret Countess of Lennox to the Regent Mar, thanking him for his friendly offer to advance the house of Lennox to its ancient state, and referring the manner of accomplishing this end to his Lordship's discretion ; requesting him also to avenge the cruel death of her husband. Dated at Hackney, 4th October 1571,	452
252. Margaret Countess of Lennox to the Regent Mar, requesting his Lordship to cause a "cast" of falcons belonging to Lord Semple to be sent to her at Berwick. Dated 15th October 1571,.....	452
253. Instructions by King James the Sixth with reference to the education and maintenance of Ludovick, second Duke of Lennox. Dated at Holyrood-house, 1st December 1583,.....	453
254. Michael de Castelnau, French ambassador at the Court of England, to King James the Sixth, intimating that Queen Elizabeth was desirous that he (Castelnau) should meet with the Queen of Scots, along with the English commissioners, in order to treat concerning her liberty ; and that Queen Elizabeth would also send her ambassadors along with him to treat with his Majesty ; stating that he had to visit his Majesty also on the part of the King of France and of the Queen his mother ; and speaking favourably of the services of Sir Archibald Douglas. Dated at London, 15th May 1584,.....	456
255. Translation of the immediately preceding letter,	457
256. Michael de Castelnau, French ambassador at the Court of England, to King	

- James the Sixth, intimating that he had received letters from the Queen, his mother, in which she stated that she felt herself comfortable in her new residence at Tutbury, and expressed great hopes of being restored to liberty ; and further intimating the Queen's intention to send some one to his Majesty, in order to ascertain his intention towards her ; and that she was desirous that he (Castelnau) might be permitted to visit his Majesty on the part of the King of France and of the Queen his mother, who desired to see a good and assured friendship established between France, England, and Scotland. Dated at London, 9th September 1585, 459
257. Translation of the immediately preceding letter, 460
258. James Beton, Archbishop of Glasgow, and others of the Council of Dowry of Mary Queen of Scots, to King James the Sixth, after the death of Queen Mary, expressing extreme regret that they had not had more means of succouring her in her captivity, and their resolution to continue the same affection and goodwill to his Majesty's service, which they had rendered to his mother ; and stating that there were sums due by her Majesty to several officers of state and others, which it would be necessary to endeavour to discharge ; requesting, at the same time, his Majesty's commands thereanent. Dated at Paris, 7th April 1587,..... 461
259. Translation of the immediately preceding letter, 462
260. King James the Sixth to the laird of Abercainry, intimating the approaching marriage of George Earl of Huntly and Dame Henrietta Stewart, sister to the Duke of Lennox, and desiring the laird to supply venison, wild fowl, and fed capons for the occasion. Dated at Holyrood-house, 11th July 1588,..... 463
261. Bond by Ludovick second Duke of Lennox, the Earls of Mar and Morton, and others, whereby, on the narrative that they were "abusit" by counterfeit "pasments" of gold, silver, and silk being put upon their clothing, frequently without their direction, they interdicted themselves from wearing any clothing ornamented with any sort of pasments or other ornaments of gold, silver, or silk, within or without, till Whitsunday 1594, under a penalty of £100, etc. Dated at Edinburgh, 6th May 1593,..... 463

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| 262. King James the Sixth to the captain of Edinburgh Castle, charging him to deliver to Ludovick Duke of Lennox, or any in his name, two pairs of falcons and "ane moyen with the ballac and furnitour," to be conveyed in his ship to France. Dated July 1601, | 464 |
| 263. Frances Teresa Stuart, widow of Charles sixth Duke of Lennox and Richmond, to her cousin Lord Blantyre, wherein, referring to his desire that she should endeavour to remove from the King's miud the bad impressions which his Lordship's behaviour in the previous Parliament had caused, she informs him that illness had prevented her from doing so, and that now the King's sickness and death had rendered it impossible for her; and suggests that the Lord Chancellor and Lord Treasurer of Scotland should speak to the new King on his behalf; and failing this, that it would be easy for himself to prove his loyalty to the King in person, at the coming Parliament in Scotland. Dated at Whitehall, 16th March [1685], | 464 |
| 264. The Same to the Same, expressing her joy that he continued in the good resolution to serve his Majesty, and informing him that she had written to the Lord Advocate on his behalf. Dated at Whitehall, 2d May 1685,... | 466 |
| 265. The Same to the Same, intimating her resolution not to go to law with the Laird of Enterkiu's heirs respecting the price of some property which he had sold without lawful power to do so. Dated 3d May 1698, | 466 |
| 266. The Same to the Same, desiring that certain vacant stipends which were at her disposal, should be given to the poor ministers who had been dispossessed of them, or failing them by death, to other ministers who had been put out of their livings for conscience' sake, and who had destitute families, etc. Dated 19th March [no year],..... | 467 |
| 267. The Same to the Same, referring to her sickness; thanking Lord Blantyre for the trouble he had taken in her affairs; intimating her refusal to treat with Lord Ross concerning the purchase of her liferent right on a piece of ground which he had purchased; and wishing his Lordship joy of his nephew's marriage. Dated 21st August [no year], | 468 |

LENNOX SIGNATURES.

MARY Henr. Darnley 

No. 1.

No. 2.

Matthew Earl

No. 3.

James Earl of
Mortoun Archibald Earl of
Angus

No. 4.

No. 5.

*To the Earl of Lennox
my Son*

No. 6.

SIGNATURES TO CONTRACT ANENT THE EARLDOM OF ANGUS, 1565.

1. Mary Queen of Scots, 1565.

4. James Earl of Mortoun, 1565.

2. Henry Lord Darnley, 1565.

5. Archibald Earl of Angus, 1565.

3. Matthew Earl of Lennox, his father, 1565.

6. Indorsement by Margaret Countess of Lennox, 1565.

marie

No. 1.

marie

No. 2.

No. 3.

MARIE

No. 4.

Your grnddohcter
MARIE

No. 6.

MARY

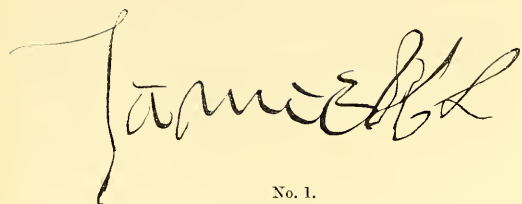
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James

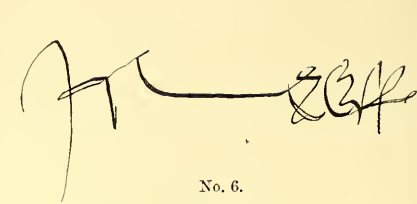
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1. Mary Queen of Scots, 1564.
2. Mary Queen of Scots, 1565.
3. Henry King of Scots, 1565.
4. Mary Queen of Scots, 1565.

5. Henry King of Scots, 1566.
6. Mary Queen of Scots, 1566.
7. King James the Sixth, 1581.



No. 1.



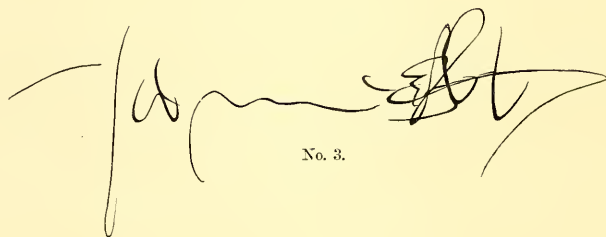
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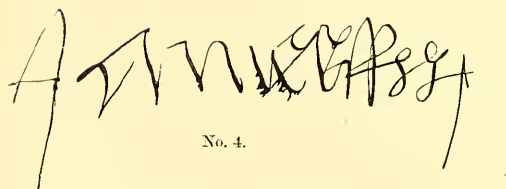
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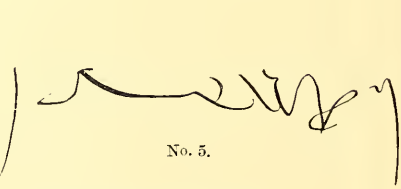
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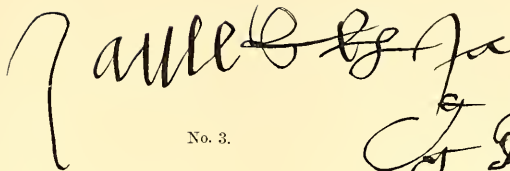

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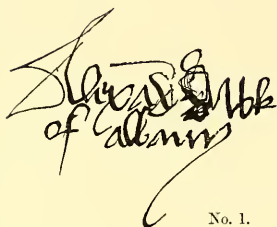


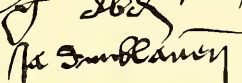

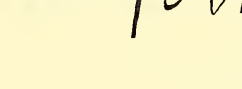

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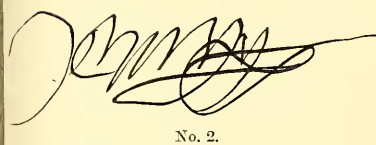
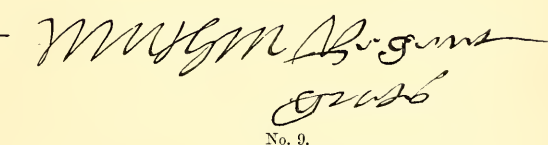
1. King James the Third, 1470.
2. King James the Third, 1473.
3. King James the Third, 1482.
4. King James the Fourth, 1490.

5. King James the Fourth, 1497.
6. King James the Fourth, 1499.
7. King James the Fifth, 1526.

No. 3.  No. 4. 

No. 1. 

No. 5. 
No. 6. 
No. 7. 
No. 8. 

No. 2.  No. 9. 

No. 11.  No. 10. 

1. Alexander Duke of Albany, 1470.
2. John Duke of Albany, Governor of Scotland, 1521.
3. King James the Fifth, 1525.
4. James Beton, Archbishop of St. Andrews, 1525.
5. Gavin Dunbar, Archbishop of Glasgow, 1525.

6. Gavin Dunbar, Bishop of Aberdeen, 1525.
7. James Chisholm, Bishop of Dunblane, 1525.
8. Colin third Earl of Argyll, 1525.
9. Matthew Earl of Lennox, Regent, 1571.
10. James Earl of Morton, Regent, 1572.
11. John Earl of Mar, Regent, 1572.

Colin first Earl of Argyll James Lord
Eglinton

No. 1.

No. 2.

James Lord Hammylton Archibald second Earl of Argyll

No. 3.

No. 7.

John Lord Ross of Halkhede Hugh Earl of Eglinton

No. 5.

No. 6.

Matthew tenth Earl of Lennox

No. 4.

1. Colin first Earl of Argyll, 1486.
2. James Lord Hammylton, 1494.
3. Alexander Lord Erskine, 1505.
4. Matthew tenth Earl of Lennox, 1506.

5. John Lord Ross of Halkhede, 1509.
6. Archibald second Earl of Argyll, 1510.
7. Hugh Earl of Eglinton, 1519.

Adam Bothwell Bishop of Orkney
Comdat off halgudhous

No. 1.

Esme Duke
of Lennox

No. 2.

John Earl of Morton

No. 3.

James Stewart

No. 4.

Esme Stuart

No. 5.

William Earl of Angus

No. 6.

1. Adam Bothwell, Bishop of Orkney, 1570-1593.

2. Esme first Duke of Lennox, 1581.

3. John Lord Maxwell, Earl of Morton, 1581.

4. James Stewart, Earl of Arrane, 1584.

5. Esme Stuart, afterwards third Duke of Lennox, 1603.

6. William Earl of Angus, 1630.

your own Matthew
most loving husband
Regent &c

No. 1.

your assured friend to my father
margaret lennox and angus

No. 2.

Lennox

No. 3.

L

No. 5.

Lennox

No. 4.

1. Matthew twelfth Earl of Lennox, Regent, 1570.

2. Margaret Countess of Lennox and Angus, his wife, 1562.

3. Ludovick second Duke of Lennox, 1593.

4. The same Duke, 1617.

5. Frances Teresa Duchess of Lennox and Richmond [1698].

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